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**AMENDMENT TO H.R. 4137, AS REPORTED
OFFERED BY MR. GEORGE MILLER OF
CALIFORNIA**

Manager's Amendment

Page 12, after line 16, insert the following new paragraph (and redesignate the succeeding paragraphs accordingly):

- 1 (1) in subsection (a)(1), by inserting before the
2 semicolon the following: “, or persons who meet the
3 requirements of section 484(d)(3)”;

Page 15, line 2, strike “and eligible” and insert “or eligible”.

Page 17, line 23, strike “1988))” and insert “1988)); as updated by the Secretary from time to time and published in the Federal Register,”.

Page 18, after line 3, insert the following new paragraph (and redesignate the succeeding paragraphs accordingly):

- 4 “(19) DISCONNECTED STUDENTS.—The term
5 ‘disconnected students’ means students who are—

1 “(A) homeless children and youths, as such
2 term is defined in section 725 of the McKinney-
3 Vento Homeless Assistance Act (42 U.S.C.
4 11434a);

5 “(B) orphans, in foster care, or wards of
6 the court, or who were in foster care or were
7 wards of the court until the students reached
8 the age of 16;

9 “(C) adjudicated or convicted juveniles, or
10 who were adjudicated juveniles until the juve-
11 niles reached the upper age of juvenile court ju-
12 risdiction, or who were convicted juveniles who
13 completed the sentence for the juvenile convic-
14 tion prior to reaching the age of majority; or

15 “(D) pregnant or parenting youth.

Page 37, beginning on line 22, strike “The Sec-
retary” and insert “Not later than 90 days after the Sec-
retary receives the information required under paragraph
(2), the Secretary”.

Page 39, beginning on line 7, strike subsection (a)
and insert the following:

16 “(a) MAINTENANCE OF EFFORT REQUIRED.—A
17 State shall provide—

1 “(1) for public institutions of higher education
2 in such State for any academic year beginning on or
3 after July 1, 2008, an amount which is equal to or
4 greater than the average amount provided for non-
5 capital and non-direct research and development ex-
6 penses or costs by such State to such institutions of
7 higher education during the 5 most recent preceding
8 academic years for which satisfactory data are avail-
9 able; and

10 “(2) for private institutions of higher education
11 in such State for any academic year beginning on or
12 after July 1, 2008, an amount which is equal to or
13 greater than the average amount provided for stu-
14 dent financial aid for paying costs associated with
15 postsecondary education by such State to such insti-
16 tutions during the 5 most recent preceding academic
17 years for which satisfactory data are available.

Page 39, line 23, after “precipitous” insert “and un-
foreseen”.

Page 41, beginning on line 1, strike section 109
through page 54, line 24, and insert the following:

1 **SEC. 109. TRANSPARENCY IN COLLEGE TUITION FOR CON-**
2 **SUMERS.**

3 (a) AMENDMENT TO TITLE I.—Part C of title I (20
4 U.S.C. 1015) is amended by adding after section 132 (as
5 added by section 108 of this Act) the following new sec-
6 tion:

7 **“SEC. 133. TRANSPARENCY IN COLLEGE TUITION FOR CON-**
8 **SUMERS.**

9 “(a) COLLEGE AFFORDABILITY AND TRANSPARENCY
10 LISTS.—Effective July 1, 2011, the Secretary shall annu-
11 ally update and make publicly available on the College
12 Navigator website, in a manner that is sortable by State,
13 the following lists:

14 “(1) A list of the top 5 percent of the institu-
15 tions in each category (as defined by subsection (b))
16 that have the highest tuition and fees.

17 “(2) A list of the top 5 percent of the institu-
18 tions in each such category that have the lowest tui-
19 tion and fees.

20 “(3) A list of the top 5 percent of the institu-
21 tions in each such category that have the largest in-
22 crease, expressed as a percentage change, in their
23 tuition and fees over the most recent three year pe-
24 riod for which satisfactory data is available.

1 “(b) CATEGORIES OF INSTITUTIONS.—The following
2 categories shall be used in compiling the information in
3 subsection (a):

4 “(1) 4-year public institutions of higher edu-
5 cation.

6 “(2) 4-year private, nonprofit institutions of
7 higher education.

8 “(3) 4-year private, for-profit institutions of
9 higher education.

10 “(4) 2-year public institutions of higher edu-
11 cation.

12 “(5) 2-year private, nonprofit institutions of
13 higher education.

14 “(6) 2-year private, for-profit institutions of
15 higher education.

16 “(7) Less than 2-year public institutions of
17 higher education.

18 “(8) Less than 2-year private, nonprofit institu-
19 tions of higher education.

20 “(9) Less than 2-year private, for-profit institu-
21 tions of higher education.

22 “(10) All types of institutions described in
23 paragraphs (1) through (9).

24 “(c) INSTITUTION REPORTS.—If an institution of
25 higher education appears on the list described in sub-

1 section (a)(3), the institution or a representative associa-
2 tion designated by the institution shall submit to the Sec-
3 retary the following information:

4 “(1) A description of the factors contributing to
5 the increase in the institution’s tuition and fees, in-
6 cluding an identification of the major areas in the
7 institution’s budget with the greatest cost increases.

8 “(2) If determinations of tuition and fee in-
9 creases are not within the exclusive control of the in-
10 stitution, a description of the agency or instrumen-
11 tality of State government or other entity that par-
12 ticipates in such determinations, and the authority
13 exercised by such agency, instrumentality, or entity.

14 “(d) QUALITY EFFICIENCY TASK FORCES.—Each in-
15 stitution that is required to submit information by sub-
16 section (c) shall establish a quality-efficiency task force
17 to—

18 “(1) review the operations of such institution;

19 “(2) analyze institutional operating costs in
20 comparison with such costs at other institutions
21 within the same category of institutions;

22 “(3) identify areas where, in comparison with
23 other institutions in such category, the institution
24 operates more expensively to produce a similar re-
25 sult;

1 “(4) conduct an in-depth analysis of such iden-
2 tified areas for cost reduction opportunities; and

3 “(5) submit a report to the Secretary and the
4 institution on the results of the review and analysis
5 conducted under this subsection.

6 “(e) INFORMATION TO THE PUBLIC.—The Secretary
7 shall compile the information submitted under subsections
8 (c) and (d) and shall submit an annual report summa-
9 rizing such information to the authorizing committees and
10 publish such report on the College Navigator website.

11 “(f) EXEMPTIONS.—An institution shall not be
12 placed on the list required under subsection (a)(3) and
13 shall not be subject to the reporting in subsection (c) if,
14 for the 3-year interval described in subsection (a)(3) the
15 institution meets the following criteria:

16 “(1) With respect to the category of institutions
17 described in subsection (b) to which the institution
18 belongs, the computed price of the institution is in
19 the lowest quartile of institutions within such cat-
20 egory, as determined by the Secretary, during the
21 last year of such 3-year interval.

22 “(2) The dollar amount of the institution’s in-
23 crease in its full price, as computed under subsection
24 (a)(3), is less than \$500 for such 3-year interval.

1 “(g) STATE HIGHER EDUCATION APPROPRIATIONS
2 CHART.—The Secretary shall annually report on the Col-
3 lege Navigator website, in charts for each State—

4 “(1) a comparison of—

5 “(A) the percentage change in State ap-
6 propriations per full-time equivalent student in
7 each public institution of higher education in
8 the State for each of the 5 most recent pre-
9 ceding academic years; to

10 “(B) the percentage change in tuition and
11 fees for each public institution of higher edu-
12 cation in the State for each of the 5 most re-
13 cent preceding academic years; and

14 “(2) the total amount of need-based and merit-
15 based aid provided by the State to full-time equiva-
16 lent students attending an institution of higher edu-
17 cation in the State.

18 “(h) AVAILABILITY OF NET PRICE INFORMATION.—

19 “(1) NET PRICE.—In this section, the term ‘net
20 price’ means the average yearly tuition and fees ac-
21 tually charged to a full-time undergraduate student
22 receiving student aid at an institution of higher edu-
23 cation, after deduction of any discounts and Federal
24 and State aid, and any other institutional aid, that
25 reduce the full price of tuition and fees at the insti-

1 tution, as determined in accordance with regulations
2 prescribed by the Secretary.

3 “(2) NET PRICE CALCULATOR.—

4 “(A) DEVELOPMENT.—Not later than 1
5 year after the date of enactment of the College
6 Opportunity and Affordability Act of 2007, the
7 Secretary shall, in consultation with institutions
8 of higher education, develop a net price calcu-
9 lator to help students, families, and consumers
10 determine the net price of an institution of
11 higher education. The calculator shall be devel-
12 oped in a manner that permits students to de-
13 termine an estimate of their individual net price
14 of attendance for an institution.

15 “(B) USE OF NET PRICE CALCULATOR BY
16 INSTITUTIONS.—Not later than 3 years after
17 the date of enactment of the College Oppor-
18 tunity and Affordability Act of 2007, each insti-
19 tution of higher education that receives Federal
20 funds under this Act shall adopt and make
21 available for use on the institution’s website the
22 net price calculator developed under subpara-
23 graph (A) to help students, families, and other
24 consumers determine the net price of such insti-
25 tution of higher education.

1 “(i) POSTSECONDARY EDUCATION PRICE INDICES.—

2 Not later than 1 year after the date of enactment of the
3 College Opportunity and Affordability Act of 2007, the
4 Bureau of Labor Statistics, in consultation with the Com-
5 missioner of Education Statistics and representatives of
6 institutions of higher education, shall develop, for inclu-
7 sion in the higher education pricing summary page re-
8 quired under subsection (j)(3), postsecondary education
9 price indices that accurately reflect the annual change in
10 tuition and fees for undergraduate students in the cat-
11 egories of institutions described in subsection (b). Such
12 indices shall be updated annually. Prior to the completion
13 of the postsecondary education price indices, the Secretary
14 is authorized to use an alternative, comparable index or
15 indices.

16 “(j) CONSUMER COST INFORMATION.—

17 “(1) INFORMATION FROM INSTITUTIONS.—Not
18 later than 1 year after the date of enactment of the
19 College Opportunity and Affordability Act of 2007,
20 the Secretary shall post on the College Navigator
21 website and make available to institutions of higher
22 education, students, families, and other consumers,
23 in a consumer-friendly manner, the following infor-
24 mation about each institution of higher education for

1 the most recent academic year for which the Sec-
2 retary has available data:

3 “(A) A statement of the institution’s mis-
4 sion and specialties.

5 “(B) Total number of undergraduate stu-
6 dents who applied, were admitted, and enrolled
7 at the institution.

8 “(C) Where applicable, reading, writing,
9 mathematics, and combined scores on the SAT
10 or ACT for the middle 50 percent range of the
11 institution’s freshman class.

12 “(D) Enrollment of full-time, part-time,
13 and transfer students at the institution, at the
14 undergraduate and (where applicable) graduate
15 levels.

16 “(E) Percentage of male and female un-
17 dergraduate students enrolled at the institution.

18 “(F) Percentage of enrolled undergraduate
19 students from the State in which the institution
20 is located, from other States, and from other
21 countries.

22 “(G) Percentage of enrolled undergraduate
23 students at the institution by race and ethnic
24 background.

1 “(H) Percentage of enrolled undergraduate
2 students at the institution registered with the
3 office of disability services (or equivalent de-
4 partment) as students with disabilities.

5 “(I) Retention rates for full-time and part-
6 time first-time, first-year undergraduate stu-
7 dents enrolled at the institution.

8 “(J) Average time to degree or certificate
9 completion for first-time, first-year under-
10 graduate students enrolled at the institution.

11 “(K) Percentage of enrolled undergraduate
12 students who graduate within 2 years (in the
13 case of 2-year institutions), and 4, 5, and 6
14 years (in the case of 2-year and 4-year institu-
15 tions), including by income category, as defined
16 in paragraph (4).

17 “(L) Number of students who obtained a
18 certificate or an associates, bachelors, masters,
19 or doctoral degree at the institution.

20 “(M) Undergraduate major areas of study
21 with the highest number of degrees awarded.

22 “(N) The student-faculty ratio, and num-
23 ber of full-time, part-time, and adjunct faculty,
24 and graduate teaching and research assistants

1 with instructional responsibilities, at the institu-
2 tion.

3 “(O) Percentage of faculty at the institu-
4 tion with the highest degree in their field.

5 “(P) Percentage change in total price in
6 tuition and fees and the net price for an under-
7 graduate at the institution in each of the 3
8 most recent preceding academic years.

9 “(Q) Total average annual cost of tuition
10 and fees, room and board, and books and other
11 related costs for an undergraduate student en-
12 rolled at the institution, for—

13 “(i) full-time undergraduate students
14 living on campus;

15 “(ii) full-time undergraduate students
16 living off campus; and

17 “(iii) in the case of students attending
18 a public institution of higher education,
19 such costs for in-State and out-of-State
20 students living on and off campus.

21 “(R) Average annual grant amount (in-
22 cluding Federal, State, and institutional aid)
23 broken down by income category as defined in
24 paragraph (4) for a student enrolled at the in-
25 stitution.

1 “(S) Average annual amount of Federal
2 student loans, and other loans provided through
3 the institution, to undergraduate students en-
4 rolled at the institution.

5 “(T) Total annual grant aid available to
6 undergraduate students enrolled at the institu-
7 tion, from the Federal Government, a State, the
8 institution, and other sources.

9 “(U) Percentage of undergraduate stu-
10 dents enrolled at the institution receiving Fed-
11 eral, State, and institutional grants, student
12 loans, and any other type of student financial
13 assistance provided publicly or through the in-
14 stitution, such as Federal work-study funds.

15 “(V) Number of students receiving Federal
16 Pell Grants at the institution.

17 “(W) Average net price of the institution
18 calculated for each income category, as defined
19 in paragraph (4), for each of the 3 most recent
20 preceding academic years.

21 “(X) Percentage of first-year under-
22 graduate students enrolled at the institution
23 who live on campus and off campus.

24 “(Y) The institution’s cohort default rate,
25 as defined under section 435(m).

1 “(Z) Information on the policies of the in-
2 stitution related to transfer of credit from other
3 institutions.

4 “(AA) Information on campus safety re-
5 quired to be collected under section 485(f).

6 “(BB) Links to the appropriate sections of
7 the institution’s website that provide informa-
8 tion on student activities offered by the institu-
9 tion, such as intercollegiate sports, student or-
10 ganizations, study abroad opportunities, intra-
11 mural and club sports, specialized housing op-
12 tions, community service opportunities, cultural
13 and arts opportunities on campus, religious and
14 spiritual life on campus, and lectures and out-
15 side learning opportunities.

16 “(CC) Links to the appropriate sections of
17 the institution’s website that provide informa-
18 tion on services offered by the institution to
19 students during and after college, such as in-
20 ternship opportunities, career and placement
21 services, and preparation for further education.

22 “(2) DATA COLLECTION.—The Commissioner of
23 Education Statistics shall continue to redesign the
24 relevant parts of the Integrated Postsecondary Edu-
25 cation Data System to include additional data as re-

1 quired by this subsection and to continue to improve
2 the usefulness and timeliness of data collected by
3 such System in order to inform consumers about in-
4 stitutions of higher education.

5 “(3) HIGHER EDUCATION PRICING SUMMARY
6 PAGE.—The Secretary shall make publicly available
7 on an annual basis, in a sortable and searchable
8 electronic format on the College Navigator website,
9 a list of all institutions of higher education partici-
10 pating in aid programs under title IV of this Act
11 that includes for each such institution:

12 “(A) The undergraduate tuition and fees
13 for the upcoming academic year.

14 “(B) The average annual net price by in-
15 come category, as defined in paragraph (4),
16 over the 3 most recent preceding academic
17 years.

18 “(C) The average annual percentage
19 change and dollar change in such institution’s
20 tuition and fees over the 3 most recent pre-
21 ceding academic years.

22 “(D) The average annual percentage
23 change and dollar change in such institution’s
24 per student instructional spending over the 3
25 most recent preceding academic years.

1 “(E) The difference between the average
2 annual percentage change in such institution’s
3 tuition and fees over the 3 most recent pre-
4 ceding academic years and the postsecondary
5 education price indices, as defined in subsection
6 (i).

7 “(F) A link to the institution information
8 on the College Navigator website, as detailed in
9 paragraph (1).

10 “(4) INCOME CATEGORIES.—

11 “(A) IN GENERAL.—For purposes of re-
12 porting the information required under this
13 subsection and compiling information for the
14 net price calculator, the following income cat-
15 egories shall apply:

16 “(i) \$0–35,000;

17 “(ii) \$35,001–70,000;

18 “(iii) \$70,001–105,000;

19 “(iv) \$105,001–140,000; and

20 “(v) \$140,000 and up.

21 “(B) ANNUAL ADJUSTMENT.—The Sec-
22 retary shall make available to all institutions of
23 higher education participating in an aid pro-
24 gram under title IV of this Act, on an annual
25 basis, the annual inflation adjustment for the

1 income categories set forth in subparagraph
2 (A).

3 “(C) IMPRACTICABLE REPORTING EXEMP-
4 TION.—An institution that is required by this
5 subsection to report any information pertaining
6 to institutional aid by income category is not
7 required to report such information to the ex-
8 tent that reporting such information by income
9 category is impractical or impossible because in-
10 formation concerning income is not collected
11 from the recipients of such institutional aid.

12 “(k) STUDENT AID RECIPIENT SURVEY.—

13 “(1) SURVEY REQUIRED.—The Secretary shall
14 conduct a survey of student aid recipients under title
15 IV on a regular cycle and State-by-State basis, but
16 not less than once every 4 years—

17 “(A) to identify the population of students
18 receiving Federal student aid;

19 “(B) to describe the income distribution
20 and other socioeconomic characteristics of fed-
21 erally aided students;

22 “(C) to describe the combinations of aid
23 from State, Federal, and private sources re-
24 ceived by students from all income groups;

1 “(D) to describe the debt burden of edu-
2 cational loan recipients and their capacity to
3 repay their education debts, and the impact of
4 such debt burden on career choices;

5 “(E) to describe the role played by the
6 price of postsecondary education in the deter-
7 mination by students of what institution to at-
8 tend; and

9 “(F) to describe how the increased costs of
10 textbooks and other instructional materials af-
11 fects the costs of postsecondary education to
12 students.

13 “(2) SURVEY DESIGN.—The survey shall be
14 representative of full-time and part-time, under-
15 graduate, graduate, professional, and current and
16 former students in all types of institutions, and de-
17 signed and administered in consultation with the
18 Congress and the postsecondary education commu-
19 nity.

20 “(3) DISSEMINATION.—The Commissioner of
21 Education Statistics shall disseminate the informa-
22 tion resulting from the survey in both printed and
23 electronic form.

1 “(l) REGULATIONS.—The Secretary is authorized to
2 issue such regulations as may be necessary to carry out
3 the provisions of this section.”

4 (b) SENSE OF CONGRESS REGARDING CONSUMER IN-
5 FORMATION ABOUT INSTITUTIONS OF HIGHER EDU-
6 CATION.—

7 (1) FINDINGS.—Congress finds that—

8 (A) the diversity of the American higher
9 education systems allows each student to find
10 the right “fit” for his or her interests and tal-
11 ents;

12 (B) while the variety of options available is
13 one of the great strengths of our system of
14 higher education, it can also be overwhelming
15 when students and their families begin a college
16 search;

17 (C) there is a massive amount of informa-
18 tion available about institutions of higher edu-
19 cation, but it is often difficult to navigate or is
20 scattered among several sources;

21 (D) the data collected and available is
22 comprehensive; however, there is a need to keep
23 consumer needs in mind in packaging the infor-
24 mation that already exists and presenting the

1 information in a simple, consumer-friendly for-
2 mat;

3 (E) in particular, prospective students and
4 their families want a succinct overview of com-
5 mon key information about institutions, with
6 easy access to more in-depth institution-specific
7 information about campus life and the complete
8 college experience; and

9 (F) a variety of efforts have been initiated
10 by colleges and universities and others to pro-
11 vide web-based, consumer-friendly information
12 geared to prospective students and their fami-
13 lies.

14 (2) SENSE OF CONGRESS.—It is the sense of
15 Congress that institutions of higher education should
16 participate in efforts to provide concise, easily acces-
17 sible, on-line consumer information to prospective
18 students and families that is consistent across insti-
19 tutions while permitting opportunities for more in-
20 depth exploration of specific institutions.

Page 59, line 1, after “writing” insert “(which may
include electronic communications)”.

Page 59, line 9, after “textbook” insert “in the pre-
ceding 10 years”.

Page 74, line 18, strike “August 1 of each year” and insert “March 1 of each year, or such other date determined by the Secretary,”.

Page 80, beginning on line 10, strike clause (i) and insert the following:

1 “(i) Standard material, activities, or
2 programs on issues related to a loan, de-
3 fault aversion, default prevention, or finan-
4 cial literacy, such as a brochure, a work-
5 shop, or training.

Page 81, line 4, strike “Exit” and insert “Entrance and exit”.

Page 81, line 6, strike “exit” and insert “entrance and exit”.

Page 81, after line 21, insert the following:

6 “(vi) State education grants, scholar-
7 ships, or financial aid funds administered
8 by or on behalf of a State.

Page 88, line 11, strike “\$25,000” and insert “\$27,500”.

Page 88, line 13, after “Secretary may” insert “impose a civil penalty in an amount of not more than \$27,500, or”.

Page 97, line 21, insert before the semicolon the following: “, and includes Migrant and Seasonal Head Start and American Indian/Alaska Native Head Start”.

Page 97, line 24, after “program” insert “(including a program authorized under section 619 or part C of the Individuals with Disabilities Education Act)”.

Page 110, line 25, strike “or”; on page 111, line 14, strike the period and insert “; or’”; and after line 14 insert the following new subparagraph:

1 “(C) whose participants include current
2 teachers who seek ongoing professional develop-
3 ment in the subject matter knowledge in which
4 the teacher is assigned to teach; and

5 “(D) that requires the faculty of arts and
6 sciences of the partner institution to lead col-
7 laborative seminars for such participants for
8 the purpose of—

9 “(i) improving student learning;

10 “(ii) enhancing the quality of teaching
11 and strengthening subject matter mastery
12 and the pedagogical skills of current teach-

1 ers through continuing professional devel-
2 opment; and
3 “(iii) developing curriculum units,
4 based on the subject matter presented, for
5 use in the teachers’ classrooms.

Page 120, line 10, after “techniques” insert “and strategies, consistent with the principles of universal design for learning,”.

Page 120, line 16, after “teaching skills” insert “, including the ability to effectively teach higher-order analytical, evaluative, problem-solving, and communications skills,”.

Page 122, line 9, strike “and”; on line 11, after the semicolon insert “and”; and after line 11, insert the following:

6 “(cc) effectively teach high-
7 order analytical, evaluative, prob-
8 lem solving and communications
9 skills appropriate for the teach-
10 er’s content or specialty area;

Page 125, beginning on line 24, strike “incentive, or merit or performance-based pay.” and insert “or incentive pay, based on their extra skills and responsibilities.”.

Page 127, line 10, after “school” insert “teachers or”.

Page 127, line 12, after “instruction for” insert “elementary or secondary school teachers or”.

Page 128, beginning on line 24, strike “Modifying” and all that follows through page 129, line 2, and insert “Where feasible, attempt to place”.

Page 131, line 11, after “based on” insert “, but is not required to include all of, the”.

Page 131, line 12, strike “teaching as” and insert “teaching, which may include”.

Page 134, strike lines 22 and 23 and insert the following:

1 “(C) STIPENDS; APPLICATIONS; AGREE-
2 MENTS; REPAYMENTS.—

Page 135, line 3, after the period insert “The stipend or salary shall be provided for no longer than 1 year.”.

Page 135, strike line 4 and all that follows through line 20 and insert the following:

3 “(ii) APPLICATIONS FOR STIPENDS.—
4 Each teacher residency candidate desiring

1 a stipend or salary during the period of
2 residency shall submit an application to
3 the eligible partnership at such time, and
4 containing such information and assur-
5 ances, as the eligible partnership may re-
6 quire.

7 “(iii) AGREEMENTS TO SERVE.—Each
8 application submitted under clause (ii)
9 shall contain or be accompanied by an
10 agreement that the applicant will—

11 “(I) serve as a full-time teacher
12 for a total of not less than 3 academic
13 years after successfully completing the
14 teaching residency program;

15 “(II) teach in a high-need school
16 served by the high-need local edu-
17 cational agency in the eligible partner-
18 ship;

19 “(III) teach in a field designated
20 as high-need by the eligible partner-
21 ship;

22 “(IV) provide to the eligible part-
23 nership a certificate, from the chief
24 administrative officer of the school at
25 which the resident is employed, of the

1 employment required in subclauses
2 (I), (II), and (III), at the beginning
3 of, and upon completion of, each year
4 or partial year of service;

5 “(V) be a highly qualified teach-
6 er, as defined in section 9101 of the
7 Elementary and Secondary Education
8 Act of 1965, when the applicant be-
9 gins to fulfill the service obligation
10 under this clause; and

11 “(VI) comply with the require-
12 ments set by the eligible partnership
13 under clause (iv) if the applicant is
14 unable or unwilling to complete the
15 service obligation required by this
16 clause.

17 “(iv) REPAYMENTS.—

18 “(I) IN GENERAL.—An eligible
19 partnership carrying out a teaching
20 residency program under this sub-
21 section shall require a recipient of a
22 stipend or salary under this subpara-
23 graph who does not complete the serv-
24 ice obligation required by clause (iii)
25 to repay the stipend or salary to the

1 eligible partnership, together with in-
2 terest thereon accruing from the date
3 of the stipend or salary award, and in
4 accordance with such other terms and
5 conditions specified by the eligible
6 partnership, as necessary.

7 “(II) OTHER TERMS AND CONDI-
8 TIONS.—Any other terms and condi-
9 tions specified by the eligible partner-
10 ship may include reasonable provi-
11 sions for deferral of a teaching resi-
12 dent’s service obligation required by
13 clause (iii) on grounds of health, inca-
14 pacitation, inability to secure employ-
15 ment in a school served by the eligible
16 partnership, or other extraordinary
17 circumstances.

18 “(III) USE OF REPAYMENTS.—
19 An eligible partnership shall use any
20 repayment received under this clause
21 to carry out additional activities that
22 are consistent with the purposes of
23 this subsection.

Page 136, line 8, strike “rural school districts” and insert “rural local educational agencies (as such term is defined in section 872 of this Act)”.

Page 138, line 15, strike “designated by the Secretary”.

Page 144, line 25, after “instruction” insert “, including technology consistent with the principles of universal design for learning,”.

Page 157, beginning on line 2, strike “As a condition of receiving assistance under title IV, each” and insert “Each”.

Page 157, line 12, strike “Secretary” and insert “State educational agency”.

Page 157, beginning on line 19, strike “As a condition” and all that follows through “title IV, each” on line 20, and insert “Each”.

Page 158, line 11, before the period insert “, as applicable”.

Page 164, line 17, and page 165, line 3, strike “develop skills to enter” and insert “develop learning skills to succeed in higher education and to enter”.

Page 165, line 2, after “environments” insert “, including environments consistent with the principles of universal design for learning,”.

Page 165, line 19, insert “or masters” before “degrees”.

Page 167, line 10, strike “technology development” and insert “development in the use of technology”.

Page 171, after line 5, insert the following new paragraph (and redesignate the succeeding paragraph accordingly):

- 1 “(6) A description of how the project—
- 2 “(A) will incorporate State teacher tech-
- 3 nology standards; and
- 4 “(B) will incorporate State student tech-
- 5 nology standards.

Page 174, line 20, strike “and”; page 175, line 2, strike the period and insert a semicolon; and after line 2, insert the following new paragraphs:

- 6 “(6) may be used to develop and apply virtual
- 7 classroom simulation and related technologies to en-
- 8 hance recruitment, preparation, and retention for
- 9 high-need schools in the areas of mathematics,
- 10 science, foreign languages, special education, or

1 teaching the English language to students who are
2 limited English proficient; and
3 “(7) may be used to develop innovative teacher
4 preparation programs that emphasize the essential
5 components of reading instruction and other strate-
6 gies based on scientifically valid research and that
7 address early intervention strategies for students
8 with reading difficulty or language processing dif-
9 ferences.

Page 177, line 10, strike “and”; line 13, strike the
period and insert a semicolon; and after line 13, insert
the following new paragraphs:

10 “(12) develop associate’s degree programs with
11 an emphasis on training pre-service teachers, para-
12 professionals, and tutors to teach students with lan-
13 guage processing differences; and
14 “(13) develop licensure programs for early
15 childhood educators that emphasize the essential
16 components of reading instruction and other strate-
17 gies based on scientifically valid research, and that
18 address early screening and early intervention for
19 reading difficulty or language processing dif-
20 ferences.”.

Page 179, beginning on line 24, strike “has the meaning” and all that follows through line 25, and insert “means a publicly funded institution of higher education (as defined in section 101) at which the highest degree awarded is predominantly the associates degree.”.

Page 183, line 13, after “teachers to” insert “serve in low-performing schools and”.

Page 188, line 15, strike “ACHIEVEMENT” and insert “STUDENT LEARNING”; and on lines 17 and 19, strike “achievement” and insert “student learning”.

Page 189, line 3, insert after the period the following: “Further, the peer review standards shall ensure that reviewers have expertise in assessment systems, accountability, and instruction.”.

Page 190, line 10, after “childhood” insert “development and”.

Page 190, strike lines 11 and 12, and redesignate the succeeding subparagraphs accordingly.

Page 190, beginning on line 15, strike “through age 5” and insert “to school entry”.

Page 192, line 4, after “supplemental initiative,” insert “the State Head Start collaboration director,”.

Page 222, line 2, strike “by regulation”.

Page 234, beginning on line 5, strike section 308
and insert the following:

1 **SEC. 308. HISTORICALLY BLACK COLLEGE AND UNIVER-**
2 **SITY CAPITAL FINANCING.**

3 (a) DEFINITIONS.—Section 342 (20 U.S.C. 1066a)
4 is amended—

5 (1) in paragraph (5)(G), by inserting “by an
6 accrediting agency or association recognized by the
7 Secretary of Education” after “agency or associa-
8 tion”;

9 (2) in paragraph (8)—

10 (A) is amended by striking “the private”
11 and inserting “any private”; and

12 (B) by inserting adding “capital project”
13 after “issuing taxable”; and

14 (3) by adding at the end the following new
15 paragraphs:

16 “(10) The term ‘eligible foundation’ means a
17 non-profit foundation owned and sponsored by an el-
18 igible institution, or an entity wholly owned by such
19 a foundation.

20 “(11) The term ‘borrower’ means the eligible
21 institution or the eligible foundation that receives
22 funding pursuant to a loan.”.

1 (b) FEDERAL INSURANCE FOR BONDS.—

2 (1) RESPONSIBILITIES OF DESIGNATED BOND-
3 ING AUTHORITY.—Section 343(b) (20 U.S.C.
4 1066b(b)) is amended—

5 (A) in paragraph (1), by striking “2 per-
6 cent” and inserting “1 percent”;

7 (B) in paragraph (3)(A), by inserting “,
8 not to exceed 1 percent,” after “charge such in-
9 terest”;

10 (C) in paragraph (8)—

11 (i) by inserting “for loans closed be-
12 fore June 15, 2008,” before “establish an
13 escrow account”;

14 (ii) in subparagraph (B)(ii), by insert-
15 ing “within 90 days” after “loan pro-
16 ceeds”;

17 (D) by striking “and” at the end of para-
18 graph (10);

19 (E) by striking the period at the end of
20 paragraph (11) and inserting a semicolon; and

21 (F) by adding at the end the following new
22 paragraphs:

23 “(12) with respect to any such loan, provide
24 that any loan collateralization shall not exceed 100
25 percent of the loan amount; and

1 “(13) for loans closed after, June 15, 2008, es-
2 tablish a reserve account which shall be available to
3 the Secretary to pay principal and interest on the
4 bonds in the event of delinquency in loan repayment,
5 which reserve account shall consist of an origination
6 fee of 1 percent with respect to each loan.”.

7 (2) FORBEARANCE; DEFERMENT.—Section 343
8 is further amended by adding at the end the follow
9 new subsections:

10 “(f) FORBEARANCE.—An insurance agreement under
11 this subsection shall contain provisions providing that,
12 upon request from the borrower and with the approval of
13 the Secretary in consultation with the Advisory Board, the
14 designated bond authority shall grant a borrower forbear-
15 ance, renewable at 12-month intervals, on terms agreed
16 to in writing by the parties to the loan with the approval
17 of the Secretary, and otherwise consistent with the regula-
18 tions of the Secretary.

19 “(g) DEFERMENT.—An insurance agreement under
20 this subsection shall contain provisions providing that,
21 during construction or renovation, the Designated Bond
22 Authority shall grant a borrower deferment, renewable at
23 12-month intervals, on terms agreed to in writing by the
24 parties to the loan with the approval of the Secretary in

1 consultation with the Advisory Board, and otherwise con-
2 sistent with the regulations of the Secretary.”.

3 (c) LIMITATIONS ON FEDERAL INSURANCE FOR
4 BONDS ISSUED BY THE DESIGNATED BONDING AUTHOR-
5 ITY.—Section 344(a) (20 U.S.C. 1066c(a)) is amended—

6 (1) by striking “\$375,000,000” and inserting
7 “\$1,100,000,000”;

8 (2) by striking “\$250,000,000” and inserting
9 “\$733,333,333”; and

10 (3) by striking “\$125,000,000” and inserting
11 “\$366,666,666”.

12 (d) AUTHORITY OF THE SECRETARY.—Section
13 345(1) (20 U.S.C. 1066d(1)) is amended—

14 (1) by striking “the Higher Education Amend-
15 ments of 1992,” and inserting “the College Oppor-
16 tunity and Affordability Act of 2007”;

17 (2) by striking “and” at the end of subpara-
18 graph (A); and

19 (3) by inserting after subparagraph (B) the fol-
20 lowing new subparagraphs:

21 “(C) specify up to 3 designated bonding
22 authorities to be authorized under this part;
23 and

1 “(D) provide for periodic review of des-
2 ignated bonding authority authorizations no
3 less frequently than every 3 years;”.

4 (e) HBCU CAPITAL FINANCING ADVISORY BOARD.—

5 Section 347(b)(1) (20 U.S.C. 1066f(b)(1)) is amended—

6 (1) by striking out “9 members” and inserting
7 “11 members”;

8 (2) in subparagraph (C), by striking “two” and
9 inserting “three”;

10 (3) by adding at the end the following new sub-
11 paragraph:

12 “(G) The president of the Thurgood Mar-
13 shall Scholarship Fund.”.

Page 238, beginning on line 8, strike “this subpart”
and all that follows through “including” on line 9 and in-
sert “this subpart. Such plan shall include, if the Sec-
retary determines that it is practical, an objective meas-
ure of the impact of such projects, such as”.

Page 238, after line 19, insert the following new
subparagraph (and redesignate the succeeding subpara-
graphs accordingly):

14 (B) in subparagraph (C), by inserting be-
15 fore the semicolon the following: “, the Depart-

1 ment of Defense, or the National Science Foun-
2 dation”;

Page 254, line 10, insert “and” after the semicolon
and strike lines 11 through 14 and insert the following:

3 (ii) by amending subparagraph (A) to
4 read as follows:
5 “(A) to synchronize the awarding of grants
6 for programs under this chapter, the Secretary
7 may, under such terms as are consistent with
8 the purposes of this chapter, provide a one-
9 time, limited extension of the length of such an
10 award;”; and

Page 255, beginning on line 1, strike subparagraph
(A) and insert the following:

11 (A) in paragraph (2)—
12 (i) by striking “(2) PRIOR EXPERI-
13 ENCE.—In” and inserting the following:
14 “(2) CONSIDERATIONS.—(A) PRIOR EXPERI-
15 ENCE.—In”;
16 (ii) by striking “service delivery” and
17 inserting “high quality service delivery, as
18 determined under subsection (f),”; and
19 (iii) by adding at the end the fol-
20 lowing new subparagraph:

1 “(B) PARTICIPANT NEED.—In making grants
2 under this chapter, the Secretary shall consider the
3 number, percentages, and needs of eligible partici-
4 pants in the area, college, or school or schools to be
5 served to aid such participants in preparing for, en-
6 rolling in, or succeeding in college, as appropriate to
7 the particular program for which the eligible entity
8 is applying.”;

Page 255, line 12, after “foster care youth” insert
“(including youth in foster care and youth who have left
foster care after reaching age 16)”.

Page 261, beginning on line 20, strike paragraph (5)
and insert the following:

9 “(5) APPEALS.—(A) Upon a determination by
10 the Secretary not to accept an application, or upon
11 a determination by the Secretary through the peer
12 review process as specified in subsection (c)(4) not
13 to fund an application, for any program under this
14 chapter, the Secretary shall allow such applicant to
15 appeal the funding decision. An applicant may sub-
16 mit a written request for reconsideration of the ap-
17 plication, with appropriate documentary evidence, to
18 the Secretary.

1 “(B) For appeals regarding the awarding of
2 points for prior experience of high quality service de-
3 livery or a decision not to read an application or any
4 mishandling of such application, a panel of three
5 Department employees appointed by the Secretary
6 shall review each request for reconsideration. The
7 panel shall review the request for the purpose of
8 identifying any technical errors or administrative
9 problems with the scoring of the application, the
10 awarding of prior experience points, or the handling
11 of the application, including any decision not to read
12 an application. The panel shall make its rec-
13 ommendations to the Secretary in writing.

14 “(C) For appeals regarding scoring decisions by
15 the peer review panel, the Secretary shall refer the
16 application to a second peer review panel.

17 “(D) In each instance, after the Secretary or
18 the Secretary’s designee considers the recommenda-
19 tions of the panel and makes a final decision, the
20 Secretary shall notify each entity requesting recon-
21 sideration under this paragraph regarding the status
22 of their appeal within 90 days after the date the ap-
23 plicant submitted the appeal.”;

Page 264, after line 20, insert the following new subsection (and redesignate the succeeding subsections accordingly):

1 (b) TALENT SEARCH.—Section 402B(b)(10) (20
2 U.S.C. 1070a-12(b)(10)) is amended by inserting “,
3 groups of persons from disadvantaged backgrounds that
4 have particular lower educational access or outcomes, or
5 disconnected students” after “limited English pro-
6 ficiency”.

Page 264, line 25, strike “and”; and on page 265, before line 1, insert the following new paragraph (and redesignate the succeeding paragraph accordingly):

7 (2) in subsection (b)(12), by inserting “, groups
8 of persons from disadvantaged backgrounds that
9 have particular lower educational access or out-
10 comes, or disconnected students” after “limited
11 English proficiency”; and

Page 265, beginning on line 2, strike subsection (f) and insert the following:

12 “(f) ABSOLUTE PRIORITY PROHIBITED IN UPWARD
13 BOUND PROGRAM.—Upon enactment of this subsection
14 and except as otherwise expressly provided by amendment
15 to this section, the Secretary shall not continue implement
16 or enforce the absolute priority for Upward Bound Pro-

1 gram published by the Department of Education in the
2 Federal Register on September 22, 2006 (71 Fed. Reg.
3 55447 et seq.). This subsection shall not be applied retro-
4 actively. In implementing this subsection, the Department
5 shall allow the programs and participants chosen in the
6 grant cycle to which the priority applies to continue their
7 grants and participation without a further recompetition.
8 The entities shall not be required to apply the absolute
9 priority conditions or restrictions to future participants.”.

Page 265, after line 9, insert the following new subsection (and redesignate the succeeding subsections accordingly):

10 (d) STUDENT SUPPORT SERVICES.—Section
11 402D(b)(10) (20 U.S.C. 1070a-14(b)(10)) is amended by
12 inserting “, groups of persons from disadvantaged back-
13 grounds that have particular lower educational access or
14 outcomes, or disconnected students” after “limited
15 English proficiency”.

Page 265, after line 14, insert the following new subsections (and redesignate the succeeding subsection accordingly):

16 (f) EDUCATIONAL OPPORTUNITY CENTERS.—Section
17 402F(b)(10) (20 U.S.C. 1070a-16(b)(10)) is amended by
18 inserting “, groups of persons from disadvantaged back-

21

**AMENDMENT TO H.R. 4137, AS REPORTED
OFFERED BY MR. GEORGE MILLER OF
CALIFORNIA**

Manager's Amendment

Page 12, after line 16, insert the following new paragraph (and redesignate the succeeding paragraphs accordingly):

- 1 (1) in subsection (a)(1), by inserting before the
2 semicolon the following: “, or persons who meet the
3 requirements of section 484(d)(3)”;

Page 15, line 2, strike “and eligible” and insert “or eligible”.

Page 17, line 23, strike “1988))” and insert “1988)); as updated by the Secretary from time to time and published in the Federal Register,”.

Page 18, after line 3, insert the following new paragraph (and redesignate the succeeding paragraphs accordingly):

- 4 “(19) DISCONNECTED STUDENTS.—The term
5 ‘disconnected students’ means students who are—

1 “(A) homeless children and youths, as such
2 term is defined in section 725 of the McKinney-
3 Vento Homeless Assistance Act (42 U.S.C.
4 11434a);

5 “(B) orphans, in foster care, or wards of
6 the court, or who were in foster care or were
7 wards of the court until the students reached
8 the age of 16;

9 “(C) adjudicated or convicted juveniles, or
10 who were adjudicated juveniles until the juve-
11 niles reached the upper age of juvenile court ju-
12 risdiction, or who were convicted juveniles who
13 completed the sentence for the juvenile convic-
14 tion prior to reaching the age of majority; or

15 “(D) pregnant or parenting youth.

Page 37, beginning on line 22, strike “The Sec-
retary” and insert “Not later than 90 days after the Sec-
retary receives the information required under paragraph
(2), the Secretary”.

Page 39, beginning on line 7, strike subsection (a)
and insert the following:

16 “(a) MAINTENANCE OF EFFORT REQUIRED.—A
17 State shall provide—

1 “(1) for public institutions of higher education
2 in such State for any academic year beginning on or
3 after July 1, 2008, an amount which is equal to or
4 greater than the average amount provided for non-
5 capital and non-direct research and development ex-
6 penses or costs by such State to such institutions of
7 higher education during the 5 most recent preceding
8 academic years for which satisfactory data are avail-
9 able; and

10 “(2) for private institutions of higher education
11 in such State for any academic year beginning on or
12 after July 1, 2008, an amount which is equal to or
13 greater than the average amount provided for stu-
14 dent financial aid for paying costs associated with
15 postsecondary education by such State to such insti-
16 tutions during the 5 most recent preceding academic
17 years for which satisfactory data are available.

Page 39, line 23, after “precipitous” insert “and un-
foreseen”.

Page 41, beginning on line 1, strike section 109
through page 54, line 24, and insert the following:

1 **SEC. 109. TRANSPARENCY IN COLLEGE TUITION FOR CON-**
2 **SUMERS.**

3 (a) AMENDMENT TO TITLE I.—Part C of title I (20
4 U.S.C. 1015) is amended by adding after section 132 (as
5 added by section 108 of this Act) the following new sec-
6 tion:

7 **“SEC. 133. TRANSPARENCY IN COLLEGE TUITION FOR CON-**
8 **SUMERS.**

9 “(a) COLLEGE AFFORDABILITY AND TRANSPARENCY
10 LISTS.—Effective July 1, 2011, the Secretary shall annu-
11 ally update and make publicly available on the College
12 Navigator website, in a manner that is sortable by State,
13 the following lists:

14 “(1) A list of the top 5 percent of the institu-
15 tions in each category (as defined by subsection (b))
16 that have the highest tuition and fees.

17 “(2) A list of the top 5 percent of the institu-
18 tions in each such category that have the lowest tui-
19 tion and fees.

20 “(3) A list of the top 5 percent of the institu-
21 tions in each such category that have the largest in-
22 crease, expressed as a percentage change, in their
23 tuition and fees over the most recent three year pe-
24 riod for which satisfactory data is available.

1 “(b) CATEGORIES OF INSTITUTIONS.—The following
2 categories shall be used in compiling the information in
3 subsection (a):

4 “(1) 4-year public institutions of higher edu-
5 cation.

6 “(2) 4-year private, nonprofit institutions of
7 higher education.

8 “(3) 4-year private, for-profit institutions of
9 higher education.

10 “(4) 2-year public institutions of higher edu-
11 cation.

12 “(5) 2-year private, nonprofit institutions of
13 higher education.

14 “(6) 2-year private, for-profit institutions of
15 higher education.

16 “(7) Less than 2-year public institutions of
17 higher education.

18 “(8) Less than 2-year private, nonprofit institu-
19 tions of higher education.

20 “(9) Less than 2-year private, for-profit institu-
21 tions of higher education.

22 “(10) All types of institutions described in
23 paragraphs (1) through (9).

24 “(c) INSTITUTION REPORTS.—If an institution of
25 higher education appears on the list described in sub-

1 section (a)(3), the institution or a representative associa-
2 tion designated by the institution shall submit to the Sec-
3 retary the following information:

4 “(1) A description of the factors contributing to
5 the increase in the institution’s tuition and fees, in-
6 cluding an identification of the major areas in the
7 institution’s budget with the greatest cost increases.

8 “(2) If determinations of tuition and fee in-
9 creases are not within the exclusive control of the in-
10 stitution, a description of the agency or instrumen-
11 tality of State government or other entity that par-
12 ticipates in such determinations, and the authority
13 exercised by such agency, instrumentality, or entity.

14 “(d) QUALITY EFFICIENCY TASK FORCES.—Each in-
15 stitution that is required to submit information by sub-
16 section (c) shall establish a quality-efficiency task force
17 to—

18 “(1) review the operations of such institution;

19 “(2) analyze institutional operating costs in
20 comparison with such costs at other institutions
21 within the same category of institutions;

22 “(3) identify areas where, in comparison with
23 other institutions in such category, the institution
24 operates more expensively to produce a similar re-
25 sult;

1 “(4) conduct an in-depth analysis of such iden-
2 tified areas for cost reduction opportunities; and

3 “(5) submit a report to the Secretary and the
4 institution on the results of the review and analysis
5 conducted under this subsection.

6 “(e) INFORMATION TO THE PUBLIC.—The Secretary
7 shall compile the information submitted under subsections
8 (c) and (d) and shall submit an annual report summa-
9 rizing such information to the authorizing committees and
10 publish such report on the College Navigator website.

11 “(f) EXEMPTIONS.—An institution shall not be
12 placed on the list required under subsection (a)(3) and
13 shall not be subject to the reporting in subsection (c) if,
14 for the 3-year interval described in subsection (a)(3) the
15 institution meets the following criteria:

16 “(1) With respect to the category of institutions
17 described in subsection (b) to which the institution
18 belongs, the computed price of the institution is in
19 the lowest quartile of institutions within such cat-
20 egory, as determined by the Secretary, during the
21 last year of such 3-year interval.

22 “(2) The dollar amount of the institution’s in-
23 crease in its full price, as computed under subsection
24 (a)(3), is less than \$500 for such 3-year interval.

1 “(g) STATE HIGHER EDUCATION APPROPRIATIONS
2 CHART.—The Secretary shall annually report on the Col-
3 lege Navigator website, in charts for each State—

4 “(1) a comparison of—

5 “(A) the percentage change in State ap-
6 propriations per full-time equivalent student in
7 each public institution of higher education in
8 the State for each of the 5 most recent pre-
9 ceding academic years; to

10 “(B) the percentage change in tuition and
11 fees for each public institution of higher edu-
12 cation in the State for each of the 5 most re-
13 cent preceding academic years; and

14 “(2) the total amount of need-based and merit-
15 based aid provided by the State to full-time equiva-
16 lent students attending an institution of higher edu-
17 cation in the State.

18 “(h) AVAILABILITY OF NET PRICE INFORMATION.—

19 “(1) NET PRICE.—In this section, the term ‘net
20 price’ means the average yearly tuition and fees ac-
21 tually charged to a full-time undergraduate student
22 receiving student aid at an institution of higher edu-
23 cation, after deduction of any discounts and Federal
24 and State aid, and any other institutional aid, that
25 reduce the full price of tuition and fees at the insti-

1 tution, as determined in accordance with regulations
2 prescribed by the Secretary.

3 “(2) NET PRICE CALCULATOR.—

4 “(A) DEVELOPMENT.—Not later than 1
5 year after the date of enactment of the College
6 Opportunity and Affordability Act of 2007, the
7 Secretary shall, in consultation with institutions
8 of higher education, develop a net price calcu-
9 lator to help students, families, and consumers
10 determine the net price of an institution of
11 higher education. The calculator shall be devel-
12 oped in a manner that permits students to de-
13 termine an estimate of their individual net price
14 of attendance for an institution.

15 “(B) USE OF NET PRICE CALCULATOR BY
16 INSTITUTIONS.—Not later than 3 years after
17 the date of enactment of the College Oppor-
18 tunity and Affordability Act of 2007, each insti-
19 tution of higher education that receives Federal
20 funds under this Act shall adopt and make
21 available for use on the institution’s website the
22 net price calculator developed under subpara-
23 graph (A) to help students, families, and other
24 consumers determine the net price of such insti-
25 tution of higher education.

1 “(i) POSTSECONDARY EDUCATION PRICE INDICES.—

2 Not later than 1 year after the date of enactment of the
3 College Opportunity and Affordability Act of 2007, the
4 Bureau of Labor Statistics, in consultation with the Com-
5 missioner of Education Statistics and representatives of
6 institutions of higher education, shall develop, for inclu-
7 sion in the higher education pricing summary page re-
8 quired under subsection (j)(3), postsecondary education
9 price indices that accurately reflect the annual change in
10 tuition and fees for undergraduate students in the cat-
11 egories of institutions described in subsection (b). Such
12 indices shall be updated annually. Prior to the completion
13 of the postsecondary education price indices, the Secretary
14 is authorized to use an alternative, comparable index or
15 indices.

16 “(j) CONSUMER COST INFORMATION.—

17 “(1) INFORMATION FROM INSTITUTIONS.—Not
18 later than 1 year after the date of enactment of the
19 College Opportunity and Affordability Act of 2007,
20 the Secretary shall post on the College Navigator
21 website and make available to institutions of higher
22 education, students, families, and other consumers,
23 in a consumer-friendly manner, the following infor-
24 mation about each institution of higher education for

1 the most recent academic year for which the Sec-
2 retary has available data:

3 “(A) A statement of the institution’s mis-
4 sion and specialties.

5 “(B) Total number of undergraduate stu-
6 dents who applied, were admitted, and enrolled
7 at the institution.

8 “(C) Where applicable, reading, writing,
9 mathematics, and combined scores on the SAT
10 or ACT for the middle 50 percent range of the
11 institution’s freshman class.

12 “(D) Enrollment of full-time, part-time,
13 and transfer students at the institution, at the
14 undergraduate and (where applicable) graduate
15 levels.

16 “(E) Percentage of male and female un-
17 dergraduate students enrolled at the institution.

18 “(F) Percentage of enrolled undergraduate
19 students from the State in which the institution
20 is located, from other States, and from other
21 countries.

22 “(G) Percentage of enrolled undergraduate
23 students at the institution by race and ethnic
24 background.

1 “(H) Percentage of enrolled undergraduate
2 students at the institution registered with the
3 office of disability services (or equivalent de-
4 partment) as students with disabilities.

5 “(I) Retention rates for full-time and part-
6 time first-time, first-year undergraduate stu-
7 dents enrolled at the institution.

8 “(J) Average time to degree or certificate
9 completion for first-time, first-year under-
10 graduate students enrolled at the institution.

11 “(K) Percentage of enrolled undergraduate
12 students who graduate within 2 years (in the
13 case of 2-year institutions), and 4, 5, and 6
14 years (in the case of 2-year and 4-year institu-
15 tions), including by income category, as defined
16 in paragraph (4).

17 “(L) Number of students who obtained a
18 certificate or an associates, bachelors, masters,
19 or doctoral degree at the institution.

20 “(M) Undergraduate major areas of study
21 with the highest number of degrees awarded.

22 “(N) The student-faculty ratio, and num-
23 ber of full-time, part-time, and adjunct faculty,
24 and graduate teaching and research assistants

1 with instructional responsibilities, at the institu-
2 tion.

3 “(O) Percentage of faculty at the institu-
4 tion with the highest degree in their field.

5 “(P) Percentage change in total price in
6 tuition and fees and the net price for an under-
7 graduate at the institution in each of the 3
8 most recent preceding academic years.

9 “(Q) Total average annual cost of tuition
10 and fees, room and board, and books and other
11 related costs for an undergraduate student en-
12 rolled at the institution, for—

13 “(i) full-time undergraduate students
14 living on campus;

15 “(ii) full-time undergraduate students
16 living off campus; and

17 “(iii) in the case of students attending
18 a public institution of higher education,
19 such costs for in-State and out-of-State
20 students living on and off campus.

21 “(R) Average annual grant amount (in-
22 cluding Federal, State, and institutional aid)
23 broken down by income category as defined in
24 paragraph (4) for a student enrolled at the in-
25 stitution.

1 “(S) Average annual amount of Federal
2 student loans, and other loans provided through
3 the institution, to undergraduate students en-
4 rolled at the institution.

5 “(T) Total annual grant aid available to
6 undergraduate students enrolled at the institu-
7 tion, from the Federal Government, a State, the
8 institution, and other sources.

9 “(U) Percentage of undergraduate stu-
10 dents enrolled at the institution receiving Fed-
11 eral, State, and institutional grants, student
12 loans, and any other type of student financial
13 assistance provided publicly or through the in-
14 stitution, such as Federal work-study funds.

15 “(V) Number of students receiving Federal
16 Pell Grants at the institution.

17 “(W) Average net price of the institution
18 calculated for each income category, as defined
19 in paragraph (4), for each of the 3 most recent
20 preceding academic years.

21 “(X) Percentage of first-year under-
22 graduate students enrolled at the institution
23 who live on campus and off campus.

24 “(Y) The institution’s cohort default rate,
25 as defined under section 435(m).

1 “(Z) Information on the policies of the in-
2 stitution related to transfer of credit from other
3 institutions.

4 “(AA) Information on campus safety re-
5 quired to be collected under section 485(f).

6 “(BB) Links to the appropriate sections of
7 the institution’s website that provide informa-
8 tion on student activities offered by the institu-
9 tion, such as intercollegiate sports, student or-
10 ganizations, study abroad opportunities, intra-
11 mural and club sports, specialized housing op-
12 tions, community service opportunities, cultural
13 and arts opportunities on campus, religious and
14 spiritual life on campus, and lectures and out-
15 side learning opportunities.

16 “(CC) Links to the appropriate sections of
17 the institution’s website that provide informa-
18 tion on services offered by the institution to
19 students during and after college, such as in-
20 ternship opportunities, career and placement
21 services, and preparation for further education.

22 “(2) DATA COLLECTION.—The Commissioner of
23 Education Statistics shall continue to redesign the
24 relevant parts of the Integrated Postsecondary Edu-
25 cation Data System to include additional data as re-

1 quired by this subsection and to continue to improve
2 the usefulness and timeliness of data collected by
3 such System in order to inform consumers about in-
4 stitutions of higher education.

5 “(3) HIGHER EDUCATION PRICING SUMMARY
6 PAGE.—The Secretary shall make publicly available
7 on an annual basis, in a sortable and searchable
8 electronic format on the College Navigator website,
9 a list of all institutions of higher education partici-
10 pating in aid programs under title IV of this Act
11 that includes for each such institution:

12 “(A) The undergraduate tuition and fees
13 for the upcoming academic year.

14 “(B) The average annual net price by in-
15 come category, as defined in paragraph (4),
16 over the 3 most recent preceding academic
17 years.

18 “(C) The average annual percentage
19 change and dollar change in such institution’s
20 tuition and fees over the 3 most recent pre-
21 ceding academic years.

22 “(D) The average annual percentage
23 change and dollar change in such institution’s
24 per student instructional spending over the 3
25 most recent preceding academic years.

1 “(E) The difference between the average
2 annual percentage change in such institution’s
3 tuition and fees over the 3 most recent pre-
4 ceding academic years and the postsecondary
5 education price indices, as defined in subsection
6 (i).

7 “(F) A link to the institution information
8 on the College Navigator website, as detailed in
9 paragraph (1).

10 “(4) INCOME CATEGORIES.—

11 “(A) IN GENERAL.—For purposes of re-
12 porting the information required under this
13 subsection and compiling information for the
14 net price calculator, the following income cat-
15 egories shall apply:

16 “(i) \$0–35,000;

17 “(ii) \$35,001–70,000;

18 “(iii) \$70,001–105,000;

19 “(iv) \$105,001–140,000; and

20 “(v) \$140,000 and up.

21 “(B) ANNUAL ADJUSTMENT.—The Sec-
22 retary shall make available to all institutions of
23 higher education participating in an aid pro-
24 gram under title IV of this Act, on an annual
25 basis, the annual inflation adjustment for the

1 income categories set forth in subparagraph
2 (A).

3 “(C) IMPRACTICABLE REPORTING EXEMP-
4 TION.—An institution that is required by this
5 subsection to report any information pertaining
6 to institutional aid by income category is not
7 required to report such information to the ex-
8 tent that reporting such information by income
9 category is impractical or impossible because in-
10 formation concerning income is not collected
11 from the recipients of such institutional aid.

12 “(k) STUDENT AID RECIPIENT SURVEY.—

13 “(1) SURVEY REQUIRED.—The Secretary shall
14 conduct a survey of student aid recipients under title
15 IV on a regular cycle and State-by-State basis, but
16 not less than once every 4 years—

17 “(A) to identify the population of students
18 receiving Federal student aid;

19 “(B) to describe the income distribution
20 and other socioeconomic characteristics of fed-
21 erally aided students;

22 “(C) to describe the combinations of aid
23 from State, Federal, and private sources re-
24 ceived by students from all income groups;

1 “(D) to describe the debt burden of edu-
2 cational loan recipients and their capacity to
3 repay their education debts, and the impact of
4 such debt burden on career choices;

5 “(E) to describe the role played by the
6 price of postsecondary education in the deter-
7 mination by students of what institution to at-
8 tend; and

9 “(F) to describe how the increased costs of
10 textbooks and other instructional materials af-
11 fects the costs of postsecondary education to
12 students.

13 “(2) SURVEY DESIGN.—The survey shall be
14 representative of full-time and part-time, under-
15 graduate, graduate, professional, and current and
16 former students in all types of institutions, and de-
17 signed and administered in consultation with the
18 Congress and the postsecondary education commu-
19 nity.

20 “(3) DISSEMINATION.—The Commissioner of
21 Education Statistics shall disseminate the informa-
22 tion resulting from the survey in both printed and
23 electronic form.

1 “(l) REGULATIONS.—The Secretary is authorized to
2 issue such regulations as may be necessary to carry out
3 the provisions of this section.”

4 (b) SENSE OF CONGRESS REGARDING CONSUMER IN-
5 FORMATION ABOUT INSTITUTIONS OF HIGHER EDU-
6 CATION.—

7 (1) FINDINGS.—Congress finds that—

8 (A) the diversity of the American higher
9 education systems allows each student to find
10 the right “fit” for his or her interests and tal-
11 ents;

12 (B) while the variety of options available is
13 one of the great strengths of our system of
14 higher education, it can also be overwhelming
15 when students and their families begin a college
16 search;

17 (C) there is a massive amount of informa-
18 tion available about institutions of higher edu-
19 cation, but it is often difficult to navigate or is
20 scattered among several sources;

21 (D) the data collected and available is
22 comprehensive; however, there is a need to keep
23 consumer needs in mind in packaging the infor-
24 mation that already exists and presenting the

1 information in a simple, consumer-friendly for-
2 mat;

3 (E) in particular, prospective students and
4 their families want a succinct overview of com-
5 mon key information about institutions, with
6 easy access to more in-depth institution-specific
7 information about campus life and the complete
8 college experience; and

9 (F) a variety of efforts have been initiated
10 by colleges and universities and others to pro-
11 vide web-based, consumer-friendly information
12 geared to prospective students and their fami-
13 lies.

14 (2) SENSE OF CONGRESS.—It is the sense of
15 Congress that institutions of higher education should
16 participate in efforts to provide concise, easily acces-
17 sible, on-line consumer information to prospective
18 students and families that is consistent across insti-
19 tutions while permitting opportunities for more in-
20 depth exploration of specific institutions.

Page 59, line 1, after “writing” insert “(which may
include electronic communications)”.

Page 59, line 9, after “textbook” insert “in the pre-
ceding 10 years”.

Page 74, line 18, strike “August 1 of each year” and insert “March 1 of each year, or such other date determined by the Secretary,”.

Page 80, beginning on line 10, strike clause (i) and insert the following:

1 “(i) Standard material, activities, or
2 programs on issues related to a loan, de-
3 fault aversion, default prevention, or finan-
4 cial literacy, such as a brochure, a work-
5 shop, or training.

Page 81, line 4, strike “Exit” and insert “Entrance and exit”.

Page 81, line 6, strike “exit” and insert “entrance and exit”.

Page 81, after line 21, insert the following:

6 “(vi) State education grants, scholar-
7 ships, or financial aid funds administered
8 by or on behalf of a State.

Page 88, line 11, strike “\$25,000” and insert “\$27,500”.

Page 88, line 13, after “Secretary may” insert “impose a civil penalty in an amount of not more than \$27,500, or”.

Page 97, line 21, insert before the semicolon the following: “, and includes Migrant and Seasonal Head Start and American Indian/Alaska Native Head Start”.

Page 97, line 24, after “program” insert “(including a program authorized under section 619 or part C of the Individuals with Disabilities Education Act)”.

Page 110, line 25, strike “or”; on page 111, line 14, strike the period and insert “; or’”; and after line 14 insert the following new subparagraph:

1 “(C) whose participants include current
2 teachers who seek ongoing professional develop-
3 ment in the subject matter knowledge in which
4 the teacher is assigned to teach; and

5 “(D) that requires the faculty of arts and
6 sciences of the partner institution to lead col-
7 laborative seminars for such participants for
8 the purpose of—

9 “(i) improving student learning;

10 “(ii) enhancing the quality of teaching
11 and strengthening subject matter mastery
12 and the pedagogical skills of current teach-

1 ers through continuing professional devel-
2 opment; and
3 “(iii) developing curriculum units,
4 based on the subject matter presented, for
5 use in the teachers’ classrooms.

Page 120, line 10, after “techniques” insert “and strategies, consistent with the principles of universal design for learning,”.

Page 120, line 16, after “teaching skills” insert “, including the ability to effectively teach higher-order analytical, evaluative, problem-solving, and communications skills,”.

Page 122, line 9, strike “and”; on line 11, after the semicolon insert “and”; and after line 11, insert the following:

6 “(cc) effectively teach high-
7 order analytical, evaluative, prob-
8 lem solving and communications
9 skills appropriate for the teach-
10 er’s content or specialty area;

Page 125, beginning on line 24, strike “incentive, or merit or performance-based pay.” and insert “or incentive pay, based on their extra skills and responsibilities.”.

Page 127, line 10, after “school” insert “teachers or”.

Page 127, line 12, after “instruction for” insert “elementary or secondary school teachers or”.

Page 128, beginning on line 24, strike “Modifying” and all that follows through page 129, line 2, and insert “Where feasible, attempt to place”.

Page 131, line 11, after “based on” insert “, but is not required to include all of, the”.

Page 131, line 12, strike “teaching as” and insert “teaching, which may include”.

Page 134, strike lines 22 and 23 and insert the following:

1 “(C) STIPENDS; APPLICATIONS; AGREE-
2 MENTS; REPAYMENTS.—

Page 135, line 3, after the period insert “The stipend or salary shall be provided for no longer than 1 year.”.

Page 135, strike line 4 and all that follows through line 20 and insert the following:

3 “(ii) APPLICATIONS FOR STIPENDS.—
4 Each teacher residency candidate desiring

1 a stipend or salary during the period of
2 residency shall submit an application to
3 the eligible partnership at such time, and
4 containing such information and assur-
5 ances, as the eligible partnership may re-
6 quire.

7 “(iii) AGREEMENTS TO SERVE.—Each
8 application submitted under clause (ii)
9 shall contain or be accompanied by an
10 agreement that the applicant will—

11 “(I) serve as a full-time teacher
12 for a total of not less than 3 academic
13 years after successfully completing the
14 teaching residency program;

15 “(II) teach in a high-need school
16 served by the high-need local edu-
17 cational agency in the eligible partner-
18 ship;

19 “(III) teach in a field designated
20 as high-need by the eligible partner-
21 ship;

22 “(IV) provide to the eligible part-
23 nership a certificate, from the chief
24 administrative officer of the school at
25 which the resident is employed, of the

1 employment required in subclauses
2 (I), (II), and (III), at the beginning
3 of, and upon completion of, each year
4 or partial year of service;

5 “(V) be a highly qualified teach-
6 er, as defined in section 9101 of the
7 Elementary and Secondary Education
8 Act of 1965, when the applicant be-
9 gins to fulfill the service obligation
10 under this clause; and

11 “(VI) comply with the require-
12 ments set by the eligible partnership
13 under clause (iv) if the applicant is
14 unable or unwilling to complete the
15 service obligation required by this
16 clause.

17 “(iv) REPAYMENTS.—

18 “(I) IN GENERAL.—An eligible
19 partnership carrying out a teaching
20 residency program under this sub-
21 section shall require a recipient of a
22 stipend or salary under this subpara-
23 graph who does not complete the serv-
24 ice obligation required by clause (iii)
25 to repay the stipend or salary to the

1 eligible partnership, together with in-
2 terest thereon accruing from the date
3 of the stipend or salary award, and in
4 accordance with such other terms and
5 conditions specified by the eligible
6 partnership, as necessary.

7 “(II) OTHER TERMS AND CONDI-
8 TIONS.—Any other terms and condi-
9 tions specified by the eligible partner-
10 ship may include reasonable provi-
11 sions for deferral of a teaching resi-
12 dent’s service obligation required by
13 clause (iii) on grounds of health, inca-
14 pacitation, inability to secure employ-
15 ment in a school served by the eligible
16 partnership, or other extraordinary
17 circumstances.

18 “(III) USE OF REPAYMENTS.—
19 An eligible partnership shall use any
20 repayment received under this clause
21 to carry out additional activities that
22 are consistent with the purposes of
23 this subsection.

Page 136, line 8, strike “rural school districts” and insert “rural local educational agencies (as such term is defined in section 872 of this Act)”.

Page 138, line 15, strike “designated by the Secretary”.

Page 144, line 25, after “instruction” insert “, including technology consistent with the principles of universal design for learning,”.

Page 157, beginning on line 2, strike “As a condition of receiving assistance under title IV, each” and insert “Each”.

Page 157, line 12, strike “Secretary” and insert “State educational agency”.

Page 157, beginning on line 19, strike “As a condition” and all that follows through “title IV, each” on line 20, and insert “Each”.

Page 158, line 11, before the period insert “, as applicable”.

Page 164, line 17, and page 165, line 3, strike “develop skills to enter” and insert “develop learning skills to succeed in higher education and to enter”.

Page 165, line 2, after “environments” insert “, including environments consistent with the principles of universal design for learning,”.

Page 165, line 19, insert “or masters” before “degrees”.

Page 167, line 10, strike “technology development” and insert “development in the use of technology”.

Page 171, after line 5, insert the following new paragraph (and redesignate the succeeding paragraph accordingly):

- 1 “(6) A description of how the project—
- 2 “(A) will incorporate State teacher tech-
- 3 nology standards; and
- 4 “(B) will incorporate State student tech-
- 5 nology standards.

Page 174, line 20, strike “and”; page 175, line 2, strike the period and insert a semicolon; and after line 2, insert the following new paragraphs:

- 6 “(6) may be used to develop and apply virtual
- 7 classroom simulation and related technologies to en-
- 8 hance recruitment, preparation, and retention for
- 9 high-need schools in the areas of mathematics,
- 10 science, foreign languages, special education, or

1 teaching the English language to students who are
2 limited English proficient; and
3 “(7) may be used to develop innovative teacher
4 preparation programs that emphasize the essential
5 components of reading instruction and other strate-
6 gies based on scientifically valid research and that
7 address early intervention strategies for students
8 with reading difficulty or language processing dif-
9 ferences.

Page 177, line 10, strike “and”; line 13, strike the
period and insert a semicolon; and after line 13, insert
the following new paragraphs:

10 “(12) develop associate’s degree programs with
11 an emphasis on training pre-service teachers, para-
12 professionals, and tutors to teach students with lan-
13 guage processing differences; and
14 “(13) develop licensure programs for early
15 childhood educators that emphasize the essential
16 components of reading instruction and other strate-
17 gies based on scientifically valid research, and that
18 address early screening and early intervention for
19 reading difficulty or language processing dif-
20 ferences.”.

Page 179, beginning on line 24, strike “has the meaning” and all that follows through line 25, and insert “means a publicly funded institution of higher education (as defined in section 101) at which the highest degree awarded is predominantly the associates degree.”.

Page 183, line 13, after “teachers to” insert “serve in low-performing schools and”.

Page 188, line 15, strike “ACHIEVEMENT” and insert “STUDENT LEARNING”; and on lines 17 and 19, strike “achievement” and insert “student learning”.

Page 189, line 3, insert after the period the following: “Further, the peer review standards shall ensure that reviewers have expertise in assessment systems, accountability, and instruction.”.

Page 190, line 10, after “childhood” insert “development and”.

Page 190, strike lines 11 and 12, and redesignate the succeeding subparagraphs accordingly.

Page 190, beginning on line 15, strike “through age 5” and insert “to school entry”.

Page 192, line 4, after “supplemental initiative,” insert “the State Head Start collaboration director,”.

Page 222, line 2, strike “by regulation”.

Page 234, beginning on line 5, strike section 308
and insert the following:

1 **SEC. 308. HISTORICALLY BLACK COLLEGE AND UNIVER-**
2 **SITY CAPITAL FINANCING.**

3 (a) DEFINITIONS.—Section 342 (20 U.S.C. 1066a)
4 is amended—

5 (1) in paragraph (5)(G), by inserting “by an
6 accrediting agency or association recognized by the
7 Secretary of Education” after “agency or associa-
8 tion”;

9 (2) in paragraph (8)—

10 (A) is amended by striking “the private”
11 and inserting “any private”; and

12 (B) by inserting adding “capital project”
13 after “issuing taxable”; and

14 (3) by adding at the end the following new
15 paragraphs:

16 “(10) The term ‘eligible foundation’ means a
17 non-profit foundation owned and sponsored by an el-
18 igible institution, or an entity wholly owned by such
19 a foundation.

20 “(11) The term ‘borrower’ means the eligible
21 institution or the eligible foundation that receives
22 funding pursuant to a loan.”.

1 (b) FEDERAL INSURANCE FOR BONDS.—

2 (1) RESPONSIBILITIES OF DESIGNATED BOND-
3 ING AUTHORITY.—Section 343(b) (20 U.S.C.
4 1066b(b)) is amended—

5 (A) in paragraph (1), by striking “2 per-
6 cent” and inserting “1 percent”;

7 (B) in paragraph (3)(A), by inserting “,
8 not to exceed 1 percent,” after “charge such in-
9 terest”;

10 (C) in paragraph (8)—

11 (i) by inserting “for loans closed be-
12 fore June 15, 2008,” before “establish an
13 escrow account”;

14 (ii) in subparagraph (B)(ii), by insert-
15 ing “within 90 days” after “loan pro-
16 ceeds”;

17 (D) by striking “and” at the end of para-
18 graph (10);

19 (E) by striking the period at the end of
20 paragraph (11) and inserting a semicolon; and

21 (F) by adding at the end the following new
22 paragraphs:

23 “(12) with respect to any such loan, provide
24 that any loan collateralization shall not exceed 100
25 percent of the loan amount; and

1 “(13) for loans closed after, June 15, 2008, es-
2 ablish a reserve account which shall be available to
3 the Secretary to pay principal and interest on the
4 bonds in the event of delinquency in loan repayment,
5 which reserve account shall consist of an origination
6 fee of 1 percent with respect to each loan.”.

7 (2) FORBEARANCE; DEFERMENT.—Section 343
8 is further amended by adding at the end the follow
9 new subsections:

10 “(f) FORBEARANCE.—An insurance agreement under
11 this subsection shall contain provisions providing that,
12 upon request from the borrower and with the approval of
13 the Secretary in consultation with the Advisory Board, the
14 designated bond authority shall grant a borrower forbear-
15 ance, renewable at 12-month intervals, on terms agreed
16 to in writing by the parties to the loan with the approval
17 of the Secretary, and otherwise consistent with the regula-
18 tions of the Secretary.

19 “(g) DEFERMENT.—An insurance agreement under
20 this subsection shall contain provisions providing that,
21 during construction or renovation, the Designated Bond
22 Authority shall grant a borrower deferment, renewable at
23 12-month intervals, on terms agreed to in writing by the
24 parties to the loan with the approval of the Secretary in

1 consultation with the Advisory Board, and otherwise con-
2 sistent with the regulations of the Secretary.”.

3 (c) LIMITATIONS ON FEDERAL INSURANCE FOR
4 BONDS ISSUED BY THE DESIGNATED BONDING AUTHOR-
5 ITY.—Section 344(a) (20 U.S.C. 1066c(a)) is amended—

6 (1) by striking “\$375,000,000” and inserting
7 “\$1,100,000,000”;

8 (2) by striking “\$250,000,000” and inserting
9 “\$733,333,333”; and

10 (3) by striking “\$125,000,000” and inserting
11 “\$366,666,666”.

12 (d) AUTHORITY OF THE SECRETARY.—Section
13 345(1) (20 U.S.C. 1066d(1)) is amended—

14 (1) by striking “the Higher Education Amend-
15 ments of 1992,” and inserting “the College Oppor-
16 tunity and Affordability Act of 2007”;

17 (2) by striking “and” at the end of subpara-
18 graph (A); and

19 (3) by inserting after subparagraph (B) the fol-
20 lowing new subparagraphs:

21 “(C) specify up to 3 designated bonding
22 authorities to be authorized under this part;
23 and

1 “(D) provide for periodic review of des-
2 ignated bonding authority authorizations no
3 less frequently than every 3 years;”.

4 (e) HBCU CAPITAL FINANCING ADVISORY BOARD.—

5 Section 347(b)(1) (20 U.S.C. 1066f(b)(1)) is amended—

6 (1) by striking out “9 members” and inserting
7 “11 members”;

8 (2) in subparagraph (C), by striking “two” and
9 inserting “three”;

10 (3) by adding at the end the following new sub-
11 paragraph:

12 “(G) The president of the Thurgood Mar-
13 shall Scholarship Fund.”.

Page 238, beginning on line 8, strike “this subpart”
and all that follows through “including” on line 9 and in-
sert “this subpart. Such plan shall include, if the Sec-
retary determines that it is practical, an objective meas-
ure of the impact of such projects, such as”.

Page 238, after line 19, insert the following new
subparagraph (and redesignate the succeeding subpara-
graphs accordingly):

14 (B) in subparagraph (C), by inserting be-
15 fore the semicolon the following: “, the Depart-

1 ment of Defense, or the National Science Foun-
2 dation”;

Page 254, line 10, insert “and” after the semicolon
and strike lines 11 through 14 and insert the following:

3 (ii) by amending subparagraph (A) to
4 read as follows:

5 “(A) to synchronize the awarding of grants
6 for programs under this chapter, the Secretary
7 may, under such terms as are consistent with
8 the purposes of this chapter, provide a one-
9 time, limited extension of the length of such an
10 award;”; and

Page 255, beginning on line 1, strike subparagraph
(A) and insert the following:

11 (A) in paragraph (2)—

12 (i) by striking “(2) PRIOR EXPERI-
13 ENCE.—In” and inserting the following:

14 “(2) CONSIDERATIONS.—(A) PRIOR EXPERI-
15 ENCE.—In”;

16 (ii) by striking “service delivery” and
17 inserting “high quality service delivery, as
18 determined under subsection (f),”; and

19 (iii) by adding at the end the fol-
20 lowing new subparagraph:

1 “(B) PARTICIPANT NEED.—In making grants
2 under this chapter, the Secretary shall consider the
3 number, percentages, and needs of eligible partici-
4 pants in the area, college, or school or schools to be
5 served to aid such participants in preparing for, en-
6 rolling in, or succeeding in college, as appropriate to
7 the particular program for which the eligible entity
8 is applying.”;

Page 255, line 12, after “foster care youth” insert
“(including youth in foster care and youth who have left
foster care after reaching age 16)”.

Page 261, beginning on line 20, strike paragraph (5)
and insert the following:

9 “(5) APPEALS.—(A) Upon a determination by
10 the Secretary not to accept an application, or upon
11 a determination by the Secretary through the peer
12 review process as specified in subsection (c)(4) not
13 to fund an application, for any program under this
14 chapter, the Secretary shall allow such applicant to
15 appeal the funding decision. An applicant may sub-
16 mit a written request for reconsideration of the ap-
17 plication, with appropriate documentary evidence, to
18 the Secretary.

1 “(B) For appeals regarding the awarding of
2 points for prior experience of high quality service de-
3 livery or a decision not to read an application or any
4 mishandling of such application, a panel of three
5 Department employees appointed by the Secretary
6 shall review each request for reconsideration. The
7 panel shall review the request for the purpose of
8 identifying any technical errors or administrative
9 problems with the scoring of the application, the
10 awarding of prior experience points, or the handling
11 of the application, including any decision not to read
12 an application. The panel shall make its rec-
13 ommendations to the Secretary in writing.

14 “(C) For appeals regarding scoring decisions by
15 the peer review panel, the Secretary shall refer the
16 application to a second peer review panel.

17 “(D) In each instance, after the Secretary or
18 the Secretary’s designee considers the recommenda-
19 tions of the panel and makes a final decision, the
20 Secretary shall notify each entity requesting recon-
21 sideration under this paragraph regarding the status
22 of their appeal within 90 days after the date the ap-
23 plicant submitted the appeal.”;

Page 264, after line 20, insert the following new subsection (and redesignate the succeeding subsections accordingly):

1 (b) TALENT SEARCH.—Section 402B(b)(10) (20
2 U.S.C. 1070a-12(b)(10)) is amended by inserting “,
3 groups of persons from disadvantaged backgrounds that
4 have particular lower educational access or outcomes, or
5 disconnected students” after “limited English pro-
6 ficiency”.

Page 264, line 25, strike “and”; and on page 265, before line 1, insert the following new paragraph (and redesignate the succeeding paragraph accordingly):

7 (2) in subsection (b)(12), by inserting “, groups
8 of persons from disadvantaged backgrounds that
9 have particular lower educational access or out-
10 comes, or disconnected students” after “limited
11 English proficiency”; and

Page 265, beginning on line 2, strike subsection (f) and insert the following:

12 “(f) ABSOLUTE PRIORITY PROHIBITED IN UPWARD
13 BOUND PROGRAM.—Upon enactment of this subsection
14 and except as otherwise expressly provided by amendment
15 to this section, the Secretary shall not continue implement
16 or enforce the absolute priority for Upward Bound Pro-

1 gram published by the Department of Education in the
2 Federal Register on September 22, 2006 (71 Fed. Reg.
3 55447 et seq.). This subsection shall not be applied retro-
4 actively. In implementing this subsection, the Department
5 shall allow the programs and participants chosen in the
6 grant cycle to which the priority applies to continue their
7 grants and participation without a further recompetition.
8 The entities shall not be required to apply the absolute
9 priority conditions or restrictions to future participants.”.

Page 265, after line 9, insert the following new subsection (and redesignate the succeeding subsections accordingly):

10 (d) STUDENT SUPPORT SERVICES.—Section
11 402D(b)(10) (20 U.S.C. 1070a-14(b)(10)) is amended by
12 inserting “, groups of persons from disadvantaged back-
13 grounds that have particular lower educational access or
14 outcomes, or disconnected students” after “limited
15 English proficiency”.

Page 265, after line 14, insert the following new subsections (and redesignate the succeeding subsection accordingly):

16 (f) EDUCATIONAL OPPORTUNITY CENTERS.—Section
17 402F(b)(10) (20 U.S.C. 1070a-16(b)(10)) is amended by
18 inserting “, groups of persons from disadvantaged back-

1 grounds that have particular lower educational access or
2 outcomes, or disconnected students” after “limited
3 English proficiency”.

4 (g) STAFF DEVELOPMENT ACTIVITIES.—Section
5 402G(b) (20 U.S.C. 1070a-17(b)) is amended by adding
6 at the end the following new paragraph:

7 “(5) Strategies for recruiting and serving hard-
8 to-reach populations, including students of limited
9 English proficiency, groups of persons from dis-
10 advantaged backgrounds that have particular lower
11 educational access or outcomes, disconnected stu-
12 dents, and students with disabilities.”.

Page 272, beginning on line 8, strike clauses (iv)
and (v) and insert the following:

13 (iv) in paragraph (3), by inserting “el-
14 igible” before “for assistance”, and by
15 striking the period and inserting “; or”;
16 and

17 (v) by adding at the end the following
18 new paragraph:

19 “(4) a disconnected student.”.

Page 276, strike lines 1 through 13 and insert the
following:

1 grounds that have particular lower educational access or
2 outcomes, or disconnected students” after “limited
3 English proficiency”.

4 (g) STAFF DEVELOPMENT ACTIVITIES.—Section
5 402G(b) (20 U.S.C. 1070a-17(b)) is amended by adding
6 at the end the following new paragraph:

7 “(5) Strategies for recruiting and serving hard-
8 to-reach populations, including students of limited
9 English proficiency, groups of persons from dis-
10 advantaged backgrounds that have particular lower
11 educational access or outcomes, disconnected stu-
12 dents, and students with disabilities.”.

Page 272, beginning on line 8, strike clauses (iv)
and (v) and insert the following:

13 (iv) in paragraph (3), by inserting “el-
14 igible” before “for assistance”, and by
15 striking the period and inserting “; or”;
16 and

17 (v) by adding at the end the following
18 new paragraph:

19 “(4) a disconnected student.”.

Page 276, strike lines 1 through 13 and insert the
following:

1 (f) SCHOLARSHIP COMPONENT.—Section 404E(b)(2)
2 (20 U.S.C. 1070a–25) is amended by striking “the max-
3 imum Federal Pell Grant” and inserting “the minimum
4 Federal Pell Grant”.

Page 276, line 23, strike “subpart 1” and insert
“subpart 2”.

Page 283, beginning on line 16, strike “and include”
and all that follows through “this title” on line 21.

Page 289, beginning on line 11, strike “(less any”
and all that follows through “by the student)” on line 15.

Page 290, beginning on line 8, strike “(less any”
and all that follows through “by the student)” on line 11.

Page 290, beginning on line 22, strike “(less any”
and all that follows through “by the student)” on line 25.

Page 301, beginning on line 25, strike paragraph (6)
through page 302, line 6, and insert the following:

5 (6) by inserting after subsection (f) the fol-
6 lowing:
7 “(g) RESERVATION AND ALLOCATION OF FUNDS.—
8 From the amounts made available under subsection (i),
9 the Secretary—
10 “(1) may reserve not more than a total of ½
11 of 1 percent for outreach activities, technical assist-

1 ance, and professional development programs relat-
2 ing to the programs under subsection (a); and

3 “(2) shall, in awarding grants from the remain-
4 der of such amounts—

5 “(A) make available not less than 45 per-
6 cent of such remainder for the high school
7 equivalency programs and not less than 45 per-
8 cent of such remainder for the college assist-
9 ance migrant programs;

10 “(B) award the rest of such remainder for
11 either high school equivalency programs or col-
12 lege assistance migrant programs based on the
13 number, quality, and promise of the applica-
14 tions; and

15 “(C) consider the need to provide an equi-
16 table geographic distribution of such grants.”;

Page 302, beginning on line 22, strike paragraph (8)
through page 303, line 8, and insert the following:

17 (8) by striking subsection (i) (as redesignated
18 by paragraph (5)) and inserting the following:

19 “(i) AUTHORIZATION OF APPROPRIATIONS.—For the
20 purpose of making grants and contracts under this sec-
21 tion, there are authorized to be appropriated \$75,000,000
22 for fiscal year 2009 and such sums as may be necessary
23 for the each of the 4 succeeding fiscal years.”.

Page 305, line 6, strike “social psychology or”.

Page 306, strike lines 19 through 22.

Page 311, line 13, after “service” insert “in a full-time position related to the field in which the student obtained his or her undergraduate degree,”; and after “following” insert “the later of—”.

Page 311, strike lines 14 and 15, and before line 16, insert the following:

- 1 “(A) the completion of the student’s un-
- 2 dergraduate degree program; or
- 3 “(B) the completion of a graduate degree
- 4 program in a field related to the field in which
- 5 the student obtained his or her undergraduate
- 6 degree.

Page 323, after line 3, insert the following new section (and redesignate the succeeding section accordingly):

7 **“SEC. 419D. ADJUNCT TEACHER CORPS.**

8 “(a) PURPOSE.—The purpose of this section is to cre-

9 ate opportunities for individuals with subject matter ex-

10 pertise in mathematics, science, and critical foreign lan-

11 guages to provide such subject matter expertise to sec-

12 ondary school students on an adjunct basis.

1 “(b) PROGRAM AUTHORIZED.—The Secretary is au-
2 thorized to award grants to eligible entities to identify, re-
3 cruit, and train individuals with subject matter expertise
4 in mathematics, science, and critical foreign languages to
5 serve as adjunct content specialists.

6 “(c) DURATION OF GRANTS.—The Secretary may
7 award grants under this section for a period of not more
8 than 5 years.

9 “(d) ELIGIBLE ENTITY.—For the purpose of this sec-
10 tion, an eligible entity is—

11 “(1) a local educational agency; or

12 “(2) a partnership consisting of a local edu-
13 cational agency, serving as a fiscal agent, and a pub-
14 lic or private educational organization or business.

15 “(e) USES OF FUNDS.—An eligible entity that re-
16 ceives a grant under this section is authorized to use such
17 grant to carry out one or both of the following activities:

18 “(1) To develop the capacity of the eligible enti-
19 ty to identify, recruit, and train individuals with
20 subject matter expertise in mathematics, science,
21 and critical foreign languages who are not employed
22 in the elementary and secondary education system
23 (including individuals in business and government,
24 and individuals who would participate through dis-

1 tance-learning arrangements) to become adjunct
2 content specialists.

3 “(2) To provide pre-service training and on-
4 going professional development to adjunct content
5 specialists.

6 “(f) APPLICATIONS.—

7 “(1) APPLICATION REQUIRED.—To be consid-
8 ered for a grant under this section, an eligible entity
9 shall submit an application to the Secretary at such
10 time, in such manner, and containing such informa-
11 tion as the Secretary requires.

12 “(2) CONTENTS.—Such application shall in-
13 clude a description of—

14 “(A) the need for, and expected benefits of
15 using, adjunct content specialists in the schools
16 of the local educational agency, which may in-
17 clude information on the difficulty the local
18 educational agency faces in recruiting qualified
19 faculty in mathematics, science, and critical for-
20 eign language courses;

21 “(B) measurable objectives for the activi-
22 ties supported by the grant, including the num-
23 ber of adjunct content specialists the eligible
24 entity intends to place in schools and class-
25 rooms, and the gains in academic achievement

1 expected as a result of the addition of such spe-
2 cialists;

3 “(C) how the eligible entity will establish
4 criteria for and recruit the most qualified indi-
5 viduals and public or private organizations and
6 businesses to participate in the activities sup-
7 ported by the grant;

8 “(D) how the eligible entity will provide
9 pre-service training and on-going professional
10 development to adjunct content specialists to
11 ensure that such specialists have the capacity to
12 serve effectively;

13 “(E) how the eligible entity will use funds
14 received under this section, including how the
15 eligible entity will evaluate the success of the
16 activities supported by the grant;

17 “(F) how the eligible entity will support
18 and continue the activities supported by the
19 grant after the grant has expired, including how
20 such entity will seek support from other
21 sources, such as State and local government
22 and the private sector; and

23 “(G) an assurance that the use of adjunct
24 content specialists will not result in the dis-
25 placement or transfer of currently employed

1 teachers nor a reduction in the number of over-
2 all teachers in the district.

3 “(g) PRIORITIES.—In awarding grants under this
4 section, the Secretary shall give priority to eligible entities
5 that demonstrate in the application for such a grant a plan
6 to—

7 “(1) serve the schools of the local educational
8 agency that have a large number or percentage of
9 students performing below grade level in mathe-
10 matics, science, or critical foreign language courses;

11 “(2) serve local educational agencies that have
12 a large number or percentage of students from fami-
13 lies with incomes below the poverty line (as such
14 term is defined in section 200); and

15 “(3) recruit and train individuals to serve as
16 adjunct content specialists in schools that have an
17 insufficient number of teachers in mathematics,
18 science, or critical foreign languages.

19 “(h) MATCHING REQUIREMENT.—Each eligible enti-
20 ty that receives a grant under this section shall provide,
21 from non-Federal sources, an amount equal to 100 percent
22 of the amount of such grant (in cash or in kind) to carry
23 out the activities supported by such grant.

24 “(i) PERFORMANCE REPORT.—Each eligible entity
25 receiving a grant under this section shall prepare and sub-

1 mit to the Secretary a final report on the results of the
2 activities supported by such grant, which shall contain
3 such information as the Secretary may require, including
4 any improvements in student academic achievement as a
5 result of the use of adjunct content specialists.

6 “(j) EVALUATION.—The Secretary shall evaluate the
7 activities supported by grants under this section, including
8 the impact of such activities on student academic achieve-
9 ment, and shall report the results of such evaluation to
10 the authorizing committees.

11 “(k) DEFINITION.—In this section the term ‘adjunct
12 content specialist’ means an individual who—

13 “(1) meets the requirements of section
14 9101(23)(B)(ii) of the Elementary and Secondary
15 Education Act of 1965;

16 “(2) has demonstrated expertise in mathe-
17 matics, science, or a critical foreign language, as de-
18 termined by the local educational agency; and

19 “(3) may not be the primary provider of in-
20 structional services to a student unless the adjunct
21 content specialist is under the direct supervision of
22 a teacher who meets the requirements of Section
23 9101(23) of such Act.”.

Page 323, after line 25, insert the following new subsection (and redesignate the succeeding subsection accordingly):

1 (e) REPORTING REQUIREMENTS.—Section 419N(e)

2 is amended—

3 (1) in paragraph (1)(A), by striking “18
4 months,” and all that follows through the end there-
5 of and inserting “annually.”; and

6 (2) in paragraph (2)—

7 (A) by striking “the third annual grant
8 payment” and inserting “continuation awards”;
9 and

10 (B) by striking “the 18-month report” and
11 inserting “the reports”.

Page 324, line 23, strike “and” and after such line insert the following new paragraph (and redesignate the succeeding paragraph accordingly):

12 (3) in section 420N—

13 (A) in subsection (b)—

14 (i) in paragraph (1)(E), by striking
15 “and” after the semicolon;

16 (ii) in paragraph (2), by striking the
17 period at the end and inserting “; and”;
18 and

1 (iii) by adding at the end the fol-
2 lowing new paragraph:

3 “(3) contains, or is accompanied by, a plain-
4 language disclosure form developed by the Secretary
5 that clearly describes the nature of the TEACH
6 Grant award, the service obligation, and the loan re-
7 payment requirements that are the consequence of
8 the failure to complete the service obligation.”; and

9 (B) by adding at the end the following new
10 subsection:

11 “(d) ADDITIONAL ADMINISTRATIVE PROVISIONS.—

12 “(1) CHANGE OF HIGH-NEED DESIGNATION.—

13 In the event that a recipient of an initial grant
14 under this subpart has acquired an academic degree,
15 or expertise, in a field that was, at the time of the
16 recipient’s application for that grant, designated as
17 high-need in accordance with subsection
18 (b)(1)(C)(vii), but is no longer so designated, the
19 grant recipient may fulfill the service obligation de-
20 scribed in subsection (b)(1) by teaching in that field.

21 “(2) EXTENUATING CIRCUMSTANCES.—The
22 Secretary shall establish, by regulation, categories of
23 extenuating circumstances under which a recipient
24 of a grant under this subpart who is unable to fulfill
25 all or part of his or her service obligation may be ex-

1 cused from fulfilling that portion of the service obli-
2 gation.”; and

Page 325, beginning on line 4, strike “Such evalua-
tion shall” and all that follows through line 18 and insert
close quotations marks and a period.

Page 326, line 21, after “this title” insert “, as de-
termined by the Secretary,”.

Page 327, beginning on line 1, strike subparagraph
(B) and insert the following:

3 “(B) An institution and any third party
4 servicer obtaining access to information under
5 subparagraph (A), including any subcontractor
6 obtaining access to information under subpara-
7 graph (C)(iii), shall safeguard that informa-
8 tion—

9 “(i) as required by any law applicable
10 to the institution, third party servicer, or
11 subcontractor; and

12 “(ii) at least to the same extent that
13 the disclosing financial institution is re-
14 quired to safeguard its customer informa-
15 tion under sections 501 and 505(b) of the
16 Gramm-Leach-Bliley Act (15 U.S.C. 6801,
17 6805(b)).

Page 327, line 16, after “the borrower” insert “, a subcontractor of the third party servicer for purposes of skip tracing,”.

Page 327, line 23, strike the close quotation marks and the following period; and after line 23, insert the following:

- 1 “(D) Any requirement under subparagraph
2 (A) to provide student loan information shall be
3 considered an applicable legal requirement for
4 the purposes of section 502(e)(8) of the
5 Gramm-Leach-Bliley Act (15 U.S.C.
6 6802(e)(8)).
- 7 “(E) Any subcontractor obtaining access to
8 information under subparagraph (C)(iii) shall
9 meet the same restrictions that apply to third
10 party servicers under subparagraph (C).”.

Page 328, before line 1, insert the following new sections (and redesignate the succeeding sections accordingly):

11 **SEC. 424. VOLUNTARY FLEXIBLE AGREEMENTS..**

12 Section 428A(a) (20 U.S.C. 1078-1(a)) is amended
13 by adding at the end the following new paragraph:

14 “(3) REPORT REQUIRED.—The Secretary, in
15 consultation with the guaranty agencies partici-

1 pating under voluntary flexible agreements, shall re-
2 port on an annual basis to the authorizing commit-
3 tees regarding the program outcomes that the vol-
4 untary flexible agreements have had with respect to
5 program integrity, program and cost efficiencies, de-
6 linquency prevention, default aversion, and consumer
7 education programs described in section 433A, and
8 the availability and delivery of student financial aid.
9 Such report shall include—

10 “(A) a description of each voluntary flexi-
11 ble agreement and the performance goals estab-
12 lished by the Secretary for each agreement;

13 “(B) a list of participating guaranty agen-
14 cies and the specific statutory or regulatory
15 waivers provided to each guaranty agency and
16 any waivers provided to other guaranty agencies
17 under paragraph (2);

18 “(C) a description of the standards by
19 which each agency’s performance under the
20 agency’s voluntary flexible agreement was as-
21 sessed and the degree to which each agency
22 achieved the performance standards;

23 “(D) an analysis of the fees paid by the
24 Secretary, and the costs and efficiencies

1 achieved under each voluntary flexible agree-
2 ment; and

3 “(E) an identification of promising prac-
4 tices for program improvement that could be
5 replicated by other guaranty agencies.”.

6 **SEC. 425. GRACE PERIOD FOR GRADUATE AND PROFES-**
7 **SIONAL STUDENT PLUS LOANS.**

8 (a) **AMENDMENT.**—Section 428B(d) (20 U.S.C.
9 1078-2(d)) is amended by amending paragraphs (1) and
10 (2) to read as follows:

11 “(1) **COMMENCEMENT OF REPAYMENT.**—Re-
12 payment of principal on loans made under this sec-
13 tion shall—

14 “(A) commence not later than—

15 “(i) in the case of a parent borrower,
16 60 days after the date such loan is dis-
17 bursed by the lender; and

18 “(ii) in the case of a graduate or pro-
19 fessional student borrower, commence at
20 the beginning of a repayment period that
21 begins the day after 6 months after the
22 date the student ceases to carry at least
23 one-half the normal full-time academic
24 workload (as determined by the institu-
25 tion); and

1 “(B) be subject to deferral during any pe-
2 riod during which the graduate or professional
3 student or the parent meets the conditions re-
4 quired for a deferral under section 427(a)(2)(C)
5 or 428(b)(1)(M).

6 “(2) CAPITALIZATION OF INTEREST.—

7 “(A) IN GENERAL.—Interest on loans
8 made under this section—

9 “(i) which accrues prior to the begin-
10 ning of repayment under paragraph
11 (1)(A)(i), shall be added to the principal
12 amount of the loan; and

13 “(ii) which accrues during a period in
14 which payments of principal are deferred
15 pursuant to paragraph (1)(B) shall, if
16 agreed upon by the borrower and the lend-
17 er—

18 “(I)(aa) be paid monthly or quar-
19 terly; or

20 “(bb) be added to the principal
21 amount of the loan not more fre-
22 quently than quarterly by the lender.

23 “(B) INSURABLE LIMITS.—Capitalization
24 of interest under this paragraph shall not be

1 deemed to exceed the annual insurable limit on
2 account of the borrower.”.

3 (b) CONFORMING AMENDMENT.—Section
4 428(b)(7)(C) (20 U.S.C. 1078(b)(7)(C)) is amended by
5 striking “, 428B,”.

6 (c) EFFECTIVE DATE.—The amendments made by
7 this section shall be effective for loans issued on or after
8 July 1, 2008.

Page 329, after line 4 insert the following new sec-
tions (and redesignate the succeeding sections accord-
ingly):

9 **SEC. 427. EXTENSION OF CONSOLIDATION LOAN AUTHOR-**
10 **ITY.**

11 Section 428C(e) (20 U.S.C. 1078–3(c)) is amended
12 by striking “2012” and inserting “2013.”

13 **SEC. 428. REQUIREMENTS FOR DISBURSEMENT OF STU-**
14 **DENT LOANS.**

15 (a) SPECIAL RULE.—Section 428G(a) (20 U.S.C.
16 1078-7(a)) is amended by adding at the end the following
17 new paragraph:

18 “(4) AMENDMENT TO SPECIAL RULE.—Begin-
19 ning on October 1, 2011, the special rule under
20 paragraph (3) shall be applied by substituting ‘15
21 percent’ for ‘10 percent’.”.

1 (b) REQUIREMENTS FOR DISBURSEMENTS TO FIRST
2 YEAR STUDENTS.—Section 428G(b) (20 U.S.C. 1078-
3 7(b)) is amended by adding at the end the following new
4 paragraph:

5 “(3) AMENDMENT TO COHORT DEFAULT RATE
6 EXEMPTION.—Beginning on October 1, 2011, the
7 exemption to the requirements of paragraph (1) in
8 the second sentence of such paragraph shall be ap-
9 plied by substituting ‘15 percent’ for ‘10 percent’.”.

Page 332, line 22, after “PATHOLOGISTS” insert
“AND AUDIOLOGISTS”; and line 23, after “pathologist”
insert “or audiologist”.

Page 333, line 2, insert “, audiology” before the
comma.

Page 335, after line 14, insert the following new
paragraphs:

10 “(14) DENTISTS.—An individual who—
11 “(A) has received his or her degree from
12 an accredited dental school (as accredited by
13 the Commission on Dental Accreditation) and
14 has completed residency training in pediatric
15 dentistry, general dentistry, or dental public
16 health; or

1 “(B) is employed as a member of the fac-
2 ulty at a program or school accredited by the
3 Commission on Dental Accreditation.

4 “(15) STEM EMPLOYEES.—An individual who
5 is employed in engineering, technology, applied
6 sciences, or mathematics.

Page 336, after line 18, insert the following new
paragraph (and redesignate the succeeding paragraphs
accordingly):

7 “(1) AUDIOLOGIST.—The term ‘audiologist’
8 means an individual who—

9 “(A) has received, at a minimum, a grad-
10 uate degree in audiology from an institution of
11 higher education accredited by an agency or as-
12 sociation recognized by the Secretary pursuant
13 to section 496(a) of this Act; and

14 “(B) provides audiology services under
15 subsection (ll)(2) of section 1861 of the Social
16 Security Act (42 U.S.C. 1395x(ll)(2)), or meets
17 or exceeds the qualifications for a qualified au-
18 diologist under subsection (ll)(4) of such section
19 (42 U.S.C. 1395x(ll)(4)).

Page 348, beginning on line 5, strike subsection (c)
and insert the following:

1 “(c) RULE OF CONSTRUCTION.—Nothing in this sec-
2 tion shall be construed to prohibit—

3 “(1) a guaranty agency from using activities,
4 programs, and materials existing on the date of en-
5 actment of this section in meeting the requirements
6 of this section; or

7 “(2) a lender or loan servicer from providing
8 outreach or financial aid literacy information in ac-
9 cordance with subsection (b).”.

Page 348, after line 8, insert the following new sec-
tion (and redesignate the succeeding sections accord-
ingly):

10 **SEC. 433. DEFINITION OF ELIGIBLE INSTITUTION: PARTICI-**
11 **PATION RATE INDEX.**

12 (a) AMENDMENTS.—Section 435(a) (20 U.S.C.
13 1085(a)) is amended—

14 (1) in paragraph (2)—

15 (A) in subparagraph (A)(ii), by striking
16 “paragraph (4)” and inserting “paragraph
17 (5)”; and

18 (B) in subparagraph (B)—

19 (i) by striking “and” at the end of
20 clause (ii); and

21 (ii) by striking clause (iii) and insert-
22 ing the following new clauses:

1 “(iii) 25 percent for fiscal year 1994
2 through fiscal year 2011; and

3 “(iv) 30 percent for fiscal year 2012
4 and any succeeding fiscal year.”;

5 (2) by redesignating paragraph (6) as para-
6 graph (8), and redesignating paragraphs (3) through
7 (5) as paragraphs (4) through (6), respectively;

8 (3) by inserting after paragraph (2) the fol-
9 lowing new paragraph:

10 “(3) APPEALS FOR REGULATORY RELIEF.—An
11 institution whose cohort default rate, calculated in
12 accordance with subsection (m), is equal to or great-
13 er than the threshold percentage specified in para-
14 graph (2)(B)(iv) of this subsection, for two consecu-
15 tive fiscal years may, within 30 days of receiving no-
16 tification from the Secretary, file an appeal dem-
17 onstrating exceptional mitigating circumstances, as
18 defined in paragraph (5). The Secretary shall issue
19 a decision on any such appeal within 45 days after
20 its submission. If the Secretary determines that the
21 institution demonstrates exceptional mitigating cir-
22 cumstances, the Secretary shall not subject the insti-
23 tution to provisional certification based solely on the
24 institution’s cohort default rate.”;

1 (4) in paragraph (5)(A) (as redesignated by
2 paragraph (2) of this subsection), by striking “For
3 the purposes of paragraph (2)(A)(ii)” and all that
4 follows through “following criteria:”, and inserting
5 “For purposes of this subsection, an institution of
6 higher education shall be treated as having excep-
7 tional mitigating circumstances that make applica-
8 tion of paragraph (2) inequitable, and that provide
9 for regulatory relief under paragraph (3), if such in-
10 stitution, in the opinion of an independent auditor,
11 meets the following criteria.”;

12 (5) by inserting after paragraph (6) (as redesign-
13 ated by paragraph (2) of this subsection) the fol-
14 lowing new paragraph:

15 “(7) DEFAULT PREVENTION AND ASSESSMENT
16 OF ELIGIBILITY BASED ON HIGH DEFAULT RATES.—

17 “(A) FIRST YEAR.—(i) An institution
18 whose cohort default rate is equal to or greater
19 than the threshold percentage specified in para-
20 graph (2)(B)(iv) in any fiscal year shall estab-
21 lish a default prevention task force to prepare
22 a plan to—

23 “(I) identify the factors causing
24 the institution’s cohort default rate to
25 exceed such threshold;

1 “(II) establish measurable objec-
2 tives to improve the institution’s co-
3 hort default rate; and

4 “(III) specify actions that the in-
5 stitution can take to improve student
6 loan repayment, including enhanced
7 use of professional judgment and dis-
8 cretion of student financial aid admin-
9 istrators.

10 “(ii) Each institution subject to this sub-
11 paragraph shall submit the plan under clause
12 (i) to the Secretary, who shall review the plan
13 and offer technical assistance to the institution
14 to promote improved student loan repayment.

15 “(B) SECOND CONSECUTIVE YEAR.—(i) An
16 institution whose cohort default rate is equal to
17 or greater than the threshold percentage speci-
18 fied in paragraph (2)(B)(iv) for two consecutive
19 fiscal years shall require the institution’s de-
20 fault prevention task force established under
21 subparagraph (A) to review and revise the plan
22 required under such subparagraph, and shall
23 submit such revised plan to the Secretary.

24 “(ii) The Secretary shall review each re-
25 vised plan submitted in accordance with this

1 subparagraph, and may direct that such a plan
2 be amended to include actions, with measurable
3 objectives, that the Secretary determines, based
4 on available data and analyses of student loan
5 defaults, will promote student loan repayment.

6 “(C) COHORT DEFAULT RATES PUBLISHED.—The Secretary shall make available to
7 the public on the College Navigator web site the
8 cohort default rate and the plan of the default
9 prevention taskforce of each institution that is
10 subject to this paragraph.”; and
11 (6) in paragraph (8)(A) (as redesignated by

12 paragraph (2) of this subsection), by striking
13 “0.0375” and inserting “0.0625”.
14 (b) EFFECTIVE DATE.—The amendment made by

15 subsection (a)(6) is effective for fiscal years beginning on
16 or after October 1, 2011.
17

Page 348, line 22, strike “beginning of the third”
and insert “end of the second”.

Page 348, after line 23, insert the following new
paragraph (and redesignate the succeeding paragraphs
accordingly):

18 (2) in paragraph (1)(B), by striking “such fis-
19 cal year” and inserting “such second fiscal year”;

Page 349, beginning on line 1, strike “beginning of the third” and insert “end of the second”.

Page 349, strike lines 4 through 10 and insert the following:

1 (3) in paragraph (2)(C)—

2 (A) by striking “end of such following fis-
3 cal year is not considered as in default for the
4 purposes of this subsection” and inserting “end
5 of the second fiscal year following the year in
6 which the loan entered repayment is not consid-
7 ered as in default for purposes of this sub-
8 section”; and

9 (B) by striking “such fiscal year” and in-
10 serting “such second fiscal year”; and

Page 349, line 21, strike “cohort default data” and insert “cohort default rate”.

Page 348, line 19, insert “(a) AMENDMENTS.—” before “Section 435(m)”; and on page 350, after line 13, insert the following new subsection:

11 (b) EFFECTIVE DATE AND TRANSITION.—

12 (1) EFFECTIVE DATE.—The amendments made
13 by subsection (a) shall be effective for purposes of
14 calculating cohort default rates for fiscal year 2008
15 and succeeding fiscal years.

1 (2) TRANSITION.—Notwithstanding paragraph
2 (1), the method of calculating cohort default rates
3 under section 435(m) of the Higher Education Act
4 of 1965 as in effect on the day before the date of
5 enactment of this Act shall continue in effect, and
6 the rates so calculated shall be the basis for any
7 sanctions imposed on institutions of higher edu-
8 cation because of their cohort default rates, until
9 three consecutive years of cohort default rates cal-
10 culated in accordance with the amendments made by
11 subsection (a) are available.

Page 351, line 19, strike “2752(d)(4)(D)” and in-
sert “2752(c)(4)(D)”.

Page 351, after line 20, insert the following new
subsections:

12 (c) GRANTS FOR FEDERAL WORK-STUDY PRO-
13 GRAMS.—Section 443 (42 U.S.C. 2753) is amended —
14 (1) in subsection (b)(2)(B), strike “(as de-
15 scribed in subsection (d)), is” insert the following:
16 “(as described in subsection (d)), and not less than
17 1 civic education and participation project (as de-
18 scribed in subsection (e)), are”;
19 (2) by adding at the end the following new sub-
20 section:

1 “(e) CIVIC EDUCATION AND PARTICIPATION ACTIVI-
2 TIES.—

3 “(1) USE OF FUNDS.—In any academic year to
4 which subsection (b)(2)(B) applies, an institution
5 shall ensure that funds granted to such institution
6 under this section are used in accordance with such
7 subsection to compensate (including compensation
8 for time spent in training and travel directly related
9 to civic education and participation activities) stu-
10 dents employed in projects that—

11 “(A) teach civics in schools;

12 “(B) raise awareness of government func-
13 tions or resources; or

14 “(C) increase civic participation such as in
15 voting or running for elected office.

16 “(2) PRIORITY FOR SCHOOLS.—To the extent
17 practicable, an institution shall—

18 “(A) give priority to the employment of
19 students participating in projects that educate
20 or train the public about evacuation, emergency
21 response, and injury prevention strategies relat-
22 ing to natural disasters, acts of terrorism, and
23 other emergency situations; and

24 “(B) ensure that any student compensated
25 with the funds described in paragraph (1) re-

1 ceives appropriate training to carry out the edu-
2 cational services required.

3 “(3) FEDERAL SHARE.—The Federal share of
4 the compensation of work-study students com-
5 pensated under this subsection may exceed 75 per-
6 cent.”.

7 (d) FLEXIBLE USE OF FUNDS.—Section 445 (42
8 U.S.C. 2755) is amended by adding at the end the fol-
9 lowing new subsection:

10 “(d) FLEXIBILITY IN THE EVENT OF A MAJOR DIS-
11 ASTER.—

12 “(1) In the event of a major disaster, an eligi-
13 ble institution located in any area affected by such
14 major disaster, as determined by the Secretary, may
15 make payments under this part to disaster-affected
16 students as follows:

17 “(A) For any academic year during which
18 a major disaster occurs, such an eligible institu-
19 tion may pay wages under this part to disaster-
20 affected students in an amount equal to or less
21 than the amount of wages such students would
22 have been paid under this part had the students
23 been able to complete the work obligation nec-
24 essary to receive work study funds for such aca-
25 demic year.

1 “(B) Wages shall not be awarded to any
2 student who, for the academic year during
3 which a major disaster occurs, was not eligible
4 for work study or was not completing the work
5 obligation necessary to receive work study funds
6 under this part prior to the occurrence of the
7 major disaster.

8 “(C) Any wages awarded to disaster-af-
9 fected students under this subsection shall meet
10 the matching requirements outlined in section
11 443.

12 “(2) DEFINITIONS.—In this subsection:

13 “(A) The term ‘disaster-affected students’
14 means students enrolled at an eligible institu-
15 tion who—

16 “(i) were receiving Federal work study
17 payments from such eligible institution for
18 an academic year prior to the occurrence
19 of a major disaster during such academic
20 year; and

21 “(ii) were prevented from fulfilling
22 their work-study obligations for such aca-
23 demic year due to such major disaster, as
24 determined by the Secretary.

1 “(B) The term ‘major disaster’ has the
2 meaning given such term in section 102(2) of
3 the Robert T. Stafford Disaster Relief and
4 Emergency Assistance Act.”.

Page 367, after line 3, insert the following new subsection (and redesignate the succeeding subsections accordingly):

5 (c) TREATMENT OF COOPERATIVE EDUCATION
6 WORK INCOME.—Section 480(e) (20 U.S.C. 1087vv(e)) is
7 amended—

8 (1) by redesignating paragraphs (2) through
9 (4) as paragraphs (3) through (5), respectively; and
10 (2) by inserting after paragraph (1) the following new paragraph:

12 “(2) any income earned from work under a cooperative education program offered by an institution of higher education;”.

Page 400, beginning on line 3, strike paragraphs (1) through page 402, line 6, and insert the following (and redesignate the succeeding paragraph accordingly):

15 “(1) IN GENERAL.—Notwithstanding subsections (a), (c), and (d), in order to receive any
16 grant or work assistance under section 401, subpart
17 3 of part A, and part C of this title, a student with
18

1 an intellectual disability (as defined in section
2 768(2)) shall—

3 “(A) be enrolled or accepted for enrollment
4 in a comprehensive transition and postsec-
5 ondary education program for students with in-
6 tellectual disabilities at an institution of higher
7 education;

8 “(B) be maintaining satisfactory progress
9 in the program as determined by the institu-
10 tion, in accordance with standards established
11 by the institution; and

12 “(C) meet the requirements of paragraphs
13 (3), (4), (5), and (6) of subsection (a).

14 “(2) **AUTHORITY.**—Notwithstanding any other
15 provision of law, unless enacted with specific ref-
16 erence to this section, the Secretary is authorized to
17 waive any statutory provision applicable to the stu-
18 dent financial assistance programs under section
19 401, subpart 3 of part A, or part C of this title, or
20 any institutional eligibility provisions of this title, as
21 the Secretary deems necessary to ensure that pro-
22 grams enrolling students with intellectual disabilities
23 otherwise determined to be eligible under this sub-
24 section may receive such financial assistance.

Page 402, line 7, strike “rules” and insert “regulations”.

Page 405, strike lines 7 through 9 and insert the following:

1 (a) DISCLOSURE OF POLICIES.—Section 485(a) (20
2 U.S.C. 1092(a)) is amended—

Page 405, after line 9, insert the following new paragraph:

3 (1) in paragraph (1)—
4 (A) in subparagraph (G), by striking “pro-
5 gram, and”;

Page 405, beginning on line 10, redesignate paragraphs (1), (2), and (3) as subparagraphs (B), (C), and (D), respectively, and move the margins of such subparagraphs (as so redesignated) to the right two ems spaces.

Page 405, strike line 13 and insert “graph (O) and inserting a semicolon; and”.

Page 405, line 15, strike “paragraph” and insert “paragraphs”.

Page 406, line 12, strike the period, close quotation marks, and following period and insert “; and”, and after such line insert the following new subparagraph:

1 “(Q) institutional policies regarding
2 meningoccal vaccinations which may include of-
3 fering the vaccinations through the institution
4 at a cost to the student.”; and

Page 406, before line 13, insert the following new
paragraph:

5 (2) by amending paragraph (4) to read as fol-
6 lows:

7 “(4) For purposes of this section, institutions
8 may—

9 “(A) exclude from the information dis-
10 closed in accordance with subparagraph (L) of
11 paragraph (1) the completion or graduation
12 rates of students who leave school to serve in
13 the Armed Forces, on official church missions,
14 or with a recognized foreign aid service of the
15 Federal Government; or

16 “(B) in cases in which the students de-
17 scribed in subparagraph (A) represent 20 per-
18 cent or more of the certificate- or degree-seek-
19 ing, full-time, undergraduate students at an in-
20 stitution, the institution may recalculate the
21 completion or graduation rates of such students
22 by excluding from the calculation described in
23 paragraph (3) the time period during which

1 such students were not enrolled due to the serv-
2 ice described in subparagraph (A) of this para-
3 graph.”.

Page 406, beginning on line 18, strike paragraph (2)
through page 407, line 23, and insert the following:

4 (2) in subparagraph (F)(ii), by inserting after
5 “through (VIII) of clause (I)” the following: “, and
6 for larceny, theft, simple assault, intimidation, and
7 destruction, damage, or vandalism of property,”.

Page 417, line 18, strike “Each” and insert the fol-
lowing:

8 “(1) NOTICE UPON ENROLLMENT.—Each

Page 417, line 21, strike the close quotation marks
and following period, and after such line insert the fol-
lowing;

9 “(2) NOTICE AFTER LOSS OF ELIGIBILITY.—
10 Within two weeks of notification by the Secretary
11 that a student has lost eligibility under section
12 484(r) for any grant, loan, or work assistance, an
13 institution of higher education shall provide to each
14 such student affected by the penalties listed under
15 484(r)(1) a separate, clear, and conspicuous written
16 notice that notifies the student of the loss of eligi-

1 bility and advises the student of the ways in which
2 the student can regain eligibility under section
3 484(r)(2).”.

Page 417, before line 22, insert the following new subsection:

4 (e) DISCLOSURE OF ATHLETICALLY RELATED GRAD-
5 UATION RATES.—Section 485(e)(3) (20 U.S.C.
6 1092(e)(3)) is amended to read as follows:

7 “(3) For purposes of this subsection, institu-
8 tions may—

9 “(A) exclude from the reporting require-
10 ments under paragraphs (1) and (2) the com-
11 pletion or graduation rates of students and stu-
12 dent athletes who leave school to serve in the
13 Armed Forces, on official church missions, or
14 with a recognized foreign aid service of the Fed-
15 eral Government; or

16 “(B) in cases in which the students de-
17 scribed in subparagraph (A) represent 20 per-
18 cent or more of the certificate- or degree-seek-
19 ing, full-time, undergraduate students at an in-
20 stitution, the institution may calculate the com-
21 pletion or graduation rates of such students by
22 excluding from the calculations described in
23 paragraph (1) the time period during which

1 such students were not enrolled due to the serv-
2 ice described in subparagraph (A) of this para-
3 graph.”.

Page 418, line 4, strike “REQUIREMENTS” and insert “ESTABLISHED”.

Page 418, beginning on line 12, strike “, and on the application materials of such institutions”.

Page 418, line 18, insert “and” after the semicolon; strike lines 19 through 21; and redesignate the succeeding subparagraphs accordingly.

Page 419, beginning on line 4, strike “limit the” and all that follows through line 5 and insert “authorize the Secretary to require particular policies, procedures, or practices by institutions of higher education with respect to articulation agreements.”.

Page 419, beginning on line 10, strike “, including private nonprofit and for-profit institutions”.

Page 420, line 24, after “degree” insert “or program”.

Page 430, beginning on line 6, strike clause (i) and insert the following new clauses (and redesignate the succeeding clause accordingly):

1 “(i) in the case of loans made by an
2 institution, for each of the institution’s fis-
3 cal years 2009 through 2012, the principal
4 amount of loans made by the institution,
5 based on the expected interest earned less
6 the estimated amount to account for future
7 defaults and loan forgiveness accounted for
8 on an accrual basis, in accordance with
9 Generally Accepted Accounting Principles
10 and related standards and guidance, if the
11 loans are bona fide as evidenced by en-
12 forceable promissory notes, are issued at
13 intervals related to the institution’s enroll-
14 ment periods, and are subject to regular
15 loan repayments and collections;

16 “(ii) in the case of loans made by an
17 institution, for the institution’s fiscal year
18 2013 and each of the institution’s subse-
19 quent fiscal years, only the amount of loan
20 repayments received during the fiscal year;
21 and

Page 435, after line 10, insert the following new
subsection:

1 (f) INSTITUTIONAL CERTIFICATIONS FOR PRIVATE
2 EDUCATIONAL LOANS.—Section 487(a) is further amend-
3 ed by adding at the end the following new paragraph:

4 “(29)(A) The institution will—

5 “(i) upon the request of a private edu-
6 cational lender, acting in connection with
7 an application initiated by a consumer for
8 a private educational loan, provide certifi-
9 cation to such private educational lender—

10 “(I) that the student who initi-
11 ated the application for the private
12 educational loan, or on whose behalf
13 the application was initiated, is en-
14 rolled or is scheduled to enroll at the
15 institution;

16 “(II) of the student’s cost of at-
17 tendance at the institution as deter-
18 mined under part F of this title; and

19 “(III) of the difference between
20 the cost of attendance of the institu-
21 tion and the student’s estimated fi-
22 nancial assistance received under this
23 title and other assistance known to
24 the institution;

1 “(ii) disclose a borrower’s ability to
2 select a private educational lender of the
3 borrower’s choice; and

4 “(iii) inform students about the im-
5 pact of a proposed private educational loan
6 on the students’ potential eligibility for
7 other financial assistance, including Fed-
8 eral financial assistance under this title.

9 “(B) For purposes of this paragraph, the terms
10 ‘private educational lender’ and ‘private educational
11 loan’ have the meanings given in section 140 of the
12 Truth in Lending Act (15 U.S.C. 1631 et seq.).”.

Page 437, after line 12, insert the following new sec-
tion (and redesignate the succeeding sections accord-
ingly):

13 **SEC. 492. TRANSFER OF ALLOTMENTS.**

14 Section 488 (20 U.S.C. 1095) is amended by striking
15 “section 413D.” and inserting “section 413D or 462 (or
16 both).”.

Page 443, line 2, after “graph” insert “, nor shall
the agency or association be required to obtain the ap-
proval of the Secretary to expand its scope of accredita-
tion to include distance education, provided that the

agency or association notifies the Secretary in writing of the change in scope”.

Page 443, after line 9, insert the following new subparagraph (and redesignate the succeeding subparagraphs accordingly):

1 (B) in paragraph (5), by amending sub-
2 paragraph (A) to read as follows:
3 “(A) success with respect to student
4 achievement in relation the institution’s mis-
5 sion, which may include different standards for
6 different institutions or programs, as estab-
7 lished by the institution, including, as appro-
8 priate, consideration of State licensing examina-
9 tions; consideration of course completion, and
10 job placement rates;”;

Page 447, after line 9, insert the following new subsection (and redesignate the succeeding subsection accordingly):

11 (b) RULE OF CONSTRUCTION.—Section 496 is fur-
12 ther amended by adding at the end the following new sub-
13 section:

14 “(p) RULE OF CONSTRUCTION.—Nothing in sub-
15 section (a)(5) of this section shall restrict the authority
16 of—

- 1 “(1) an accrediting agency or association to set,
2 with the involvement of its members, and to apply
3 accreditation standards to institutions or programs
4 that seek review by the agency or association; or
5 “(2) an institution to develop and use institu-
6 tional standards to show its success with respect to
7 student achievement, which shall be considered as
8 part of any accreditation review.”.

Page 481, beginning on line 24, strike subsection (e) through page 482, line 2, and redesignate the succeeding subsection accordingly.

Page 492, line 14, strike “subpart 5” and insert “subpart 6”; line 17, strike “**THROUGH 4**” and insert “**THROUGH 5**”; line 20, strike “through 4” and insert “through 5”; and line 23, strike “or 4” and insert “4, or 5”.

Page 502, after line 23, insert the following new section (and redesignate the succeeding sections accordingly):

1 **SEC. 705. MASTERS DEGREES PROGRAMS AT HISTORI-**
2 **CALLY BLACK COLLEGES AND UNIVERSITIES**
3 **AND OTHER MINORITY SERVING INSTITU-**
4 **TIONS.**

5 Part A of title VII (20 U.S.C. 1134) is further
6 amended by inserting after subpart 4 (as added by section
7 704 of this Act) the following subpart:

8 **“Subpart 5—Masters Degrees Programs at Histori-**
9 **cally Black Colleges and Universities and Other**
10 **Minority Serving Institutions**

11 **“SEC. 723. GRANTS TO ACADEMIC DEPARTMENTS AND PRO-**
12 **GRAMS AT ELIGIBLE INSTITUTIONS.**

13 **“(a) GRANT AUTHORITY.—**

14 **“(1) IN GENERAL.—**From the amounts appro-
15 priated under subsection (g), the Secretary shall
16 make grants to graduate academic departments, pro-
17 grams, and other academic units at historically
18 Black colleges and universities and other minority-
19 serving institutions that provide qualified courses of
20 study leading to a degree in a qualified masters de-
21 gree program described in subsection (d)(1)(B).
22 Such grants shall be used to make fellowship awards
23 to eligible students and may be combined with
24 matching grants from non-Federal sources to
25 strengthen qualified masters degree programs.

1 “(2) ADDITIONAL GRANTS.—From the amounts
2 appropriated under subsection (g), The Secretary
3 may also make grants to consortia and cooperative
4 arrangements among eligible institutions that submit
5 joint proposals, and have formal arrangements de-
6 signed to fulfill the purposes of this subpart.

7 “(b) AWARD AND DURATION OF GRANTS.—

8 “(1) AWARDS.—The Secretary shall make
9 awards to institutions that are eligible under sub-
10 section (d) and that submit an application to the
11 Secretary in accordance with subsection (c). Awards
12 shall be based on the following criteria:

13 “(A) The number of students enrolled in
14 the masters degree program.

15 “(B) The number of students who earned
16 such degrees in the previous year from the pro-
17 gram for which the eligible institution is seek-
18 ing funds.

19 “(C) The average cost of education per
20 student, for all full-time masters degree stu-
21 dents enrolled in the qualified masters degree
22 program.

23 “(D) The quality of the academic program
24 at the institution.

1 “(E) The quality of the application sub-
2 mitted by the institution or consortium.

3 “(2) DURATION AND AMOUNT.—

4 “(A) DURATION.—The Secretary shall
5 award a grant under this subpart for a period
6 of 5 years, which may be renewed for an addi-
7 tional 5 years consistent with subsection (c).

8 “(B) AMOUNT.—The Secretary shall award
9 a grant to an academic department, program,
10 or consortium at an eligible institution of higher
11 education under this subpart for a fiscal year in
12 an amount that is not less than \$100,000, and
13 not greater than \$750,000.

14 “(c) APPLICATION.—

15 “(1) CONTENTS OF APPLICATIONS.—An institu-
16 tion that is eligible under subsection (d) that seeks
17 a grant under this subpart shall submit an applica-
18 tion to the Secretary at such time, in such manner,
19 and accompanied by such information as the Sec-
20 retary may require. The application shall include—

21 “(A) a description of the qualified masters
22 degree program or programs that the institu-
23 tion intends to provide fellowship awards to, in-
24 cluding the number of student awards to be
25 made;

1 “(B) a budget describing the amount of
2 the fellowship awards to students for 2 succes-
3 sive academic years, based on the academic
4 progress of such students and the cost of at-
5 tendance at the eligible institution, except that
6 in no instance shall a graduate student receive
7 a fellowship in excess of the award level pro-
8 vided for such students by the National Science
9 Foundation;

10 “(C) a budget for stipends to students who
11 are awarded fellowships under this subpart in
12 order to encourage highly qualified students to
13 pursue graduate study for the purposes de-
14 scribed in this part; and

15 “(D) a description of activities to be un-
16 dertaken with institutional, private foundation,
17 or State matching funds that will be used to
18 contribute to the increased production of minor-
19 ity masters degree candidates.

20 “(2) PREFERENCE TO CONTINUING GRANT RE-
21 CIPIENTS.—

22 “(A) IN GENERAL.—The Secretary shall
23 make initial grant awards consistent with the
24 criteria in subsection (b)(1), and shall renew
25 such awards if the grantee demonstrates suc-

1 cess in satisfying the criteria in subparagraphs
2 (A) and (B) of such subsection by increasing
3 the number of African Americans and other mi-
4 norities earning masters degrees at the institu-
5 tion based on benchmarks established by the
6 Secretary.

7 “(B) RATABLE REDUCTION.—To the ex-
8 tent that appropriations are insufficient to com-
9 ply with subparagraph (A) and subsection
10 (b)(2)(B), available funds shall be distributed
11 by ratably reducing the amounts required to be
12 awarded under subsection (b)(2)(B).

13 “(d) INSTITUTIONAL ELIGIBILITY.—

14 “(1) QUALIFIED MASTERS DEGREE PRO-
15 GRAMS.—

16 “(A) IN GENERAL.—To be eligible to apply
17 for a grant under this part, an applicant shall
18 be an academic department, program, or unit at
19 an institution of higher education that is within
20 the meaning of the term ‘part B institution’ as
21 defined in section 322(2), that offers a qualified
22 masters degree program, and that is specifically
23 enumerated in paragraph (2), or a consortium
24 of such institutions.

1 “(B) QUALIFIED MASTERS DEGREE PRO-
2 GRAM.—For purposes of this subpart, the term
3 ‘qualified masters degree program’ means a
4 program of study leading to a masters degree
5 in the physical or natural sciences, mathe-
6 matics, engineering, computer science, informa-
7 tion technology, nursing, allied health, or re-
8 lated scientific or health field identified by the
9 Secretary.

10 “(C) LIMITATION.—No department, pro-
11 gram, or unit shall be eligible to apply unless
12 the qualified masters degree program has been
13 in existence and awarded such degrees for at
14 least four years.

15 “(2) ENUMERATED INSTITUTIONS.—For pur-
16 poses of paragraph (1)(A), the institutions enumer-
17 ated in this paragraph are—

- 18 “(A) Albany State University;
- 19 “(B) Alcorn State University;
- 20 “(C) Chicago State University;
- 21 “(D) Columbia Union College;
- 22 “(E) Coppin State University;
- 23 “(F) Elizabeth City State University;
- 24 “(G) Fayetteville State University;
- 25 “(H) Fisk University;

1 “(I) Fort Valley State University;
2 “(J) Grambling State University;
3 “(K) Kentucky State University;
4 “(L) Long Island University, Brooklyn
5 campus;
6 “(M) Mississippi Valley State University;
7 “(N) Robert Morris College;
8 “(O) Savannah State University;
9 “(P) South Carolina State University;
10 “(Q) University of Arkansas, Pine Bluff;
11 “(R) Virginia State University;
12 “(S) West Virginia State University;
13 “(T) Winston-Salem State University; and
14 “(U) York College, The City University of
15 New York.

16 “(3) LIMITATION.—No institution that is eligi-
17 ble for and receives an award under section 326 for
18 a fiscal year shall be eligible to apply for, or receive
19 funds under this subpart for the same fiscal year.

20 “(e) MATCHING FUNDS RULE.—Each eligible insti-
21 tution or consortium that receives an award under this
22 subpart, may elect to use up to 25 percent of the total
23 grant to carry out activities designed to strengthen its
24 qualified masters degree program. An institution that
25 elects to use funds for strengthening a qualified masters

1 degree program shall provide an equal amount for such
2 purpose from institutional, private foundation, or State
3 sources. Matching funds must supplement, not supplant,
4 existing resources available at the time of the Secretary's
5 award.

6 “(f) USES OF FUNDS.—Funds made available under
7 this section shall be used in accordance with the applica-
8 tion under subsection (c).

9 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
10 are authorized to be appropriated \$25,000,000 for fiscal
11 year 2009 and such sums as may be necessary for each
12 of the 4 succeeding fiscal years.”.

Page 510, strike lines 4 through 9 and insert “shall
be \$5,000.”.

Page 513, line 15, strike the close quotation marks
and following period, and after line 15 insert the fol-
lowing new paragraph:

13 “(6) Establishment of centers to incorporate
14 education in quality and safety into the preparation
15 of medical and nursing students, through grants to
16 medical schools, nursing schools, and osteopathic
17 schools. Such grants shall be used to assist in pro-
18 viding courses of instruction that specifically equip
19 students to understand the causes and remedies for

1 medical error, medically-induced patient injuries and
2 complications, and other defects in medical care; en-
3 gage effectively in personal and systemic efforts to
4 continually reduce medical harm; and improve pa-
5 tient care and outcomes, as recommended by the In-
6 stitute of Medicine.”.

Page 521, line 13, strike “The Secretary” and insert
“The Office of Postsecondary Education”.

Page 522, line 10, strike “disabilities,” and insert
“disabilities and”; and on line 11, strike “, and disability
support service personnel”.

Page 523, line 19, strike “or” and insert “and”.

Page 524, line 3, strike “and maintaining” and in-
sert “, maintaining, and updating”.

Page 524, line 5, after “education,” insert “or for
expanding and updating an existing database of disabil-
ities support services information with respect to institu-
tions of higher education,”.

Page 524, line 9, after “shall include” insert “avail-
able”.

Page 524, beginning on line 21, strike paragraph (4)
and insert the following:

1 “(4) PROFESSIONAL STANDARDS FOR DIS-
2 ABILITY SUPPORT PERSONNEL.—The Center shall
3 work with organizations and individuals with proven
4 expertise related to disability support services for
5 postsecondary students with disabilities to consoli-
6 date, evaluate, improve upon, and disseminate infor-
7 mation related to professional standards and best
8 practices for disability support services personnel
9 and offices in institutions of higher education.

Page 525, line 4, strike “The Center” and insert
“Not later than 3 years after the establishment of the
Center, and every 2 years thereafter, the Center”.

Page 525, strike line 5, and insert “prepare and dis-
seminate a report to Congress and the Secretary ana-
lyzing”.

Page 525, line 9, strike “ths” and insert “this”, on
line 10, insert “annual” before “enrollment”, and on line
12, insert before the semicolon the following: “from exist-
ing data”.

Page 526, beginning on line 1, strike “Such per-
sonnel” and all that follows through line 5.

Page 542, line 13, strike “The” and insert “Not
later than 3 years after the date of the first grant award
under this section, the”.

Page 542, strike line 14 and insert “mit to Congress a report that”.

Page 544, beginning on line 13, strike section 768 and insert the following:

1 **“SEC. 768. DEFINITIONS.**

2 “In this Act:

3 “(1) COMPREHENSIVE TRANSITION AND POST-
4 SECONDARY PROGRAM FOR STUDENTS WITH INTEL-
5 LECTUAL DISABILITIES.—The term ‘comprehensive
6 transition and postsecondary program for students
7 with intellectual disabilities’ means a degree, certifi-
8 cate, or nondegree program that is—

9 “(A) offered by an institution of higher
10 education;

11 “(B) designed to support students with an
12 intellectual disability who are seeking to con-
13 tinue academic, vocational, and independent liv-
14 ing instruction at an institution of higher edu-
15 cation in order to prepare for gainful employ-
16 ment and independent living;

17 “(C) includes an advising and curriculum
18 structure; and

19 “(D) requires students to participate on at
20 least a half-time basis, as determined by the in-
21 stitution, with such participation focusing on

1 academic components such as reading, language
2 arts, or math, and occurring through a com-
3 bination of one or more of the following activi-
4 ties:

5 “(i) Regular enrollment in courses of-
6 fered by the institution.

7 “(ii) Auditing or participating in
8 courses offered by the institution for which
9 the student does not receive regular aca-
10 demic credit.

11 “(iii) Enrollment in noncredit, non-
12 degree courses.

13 “(iv) Participation in internships or
14 apprenticeships.

15 “(2) STUDENT WITH AN INTELLECTUAL DIS-
16 ABILITY.—The term ‘student with an intellectual
17 disability’ means a student who is—

18 “(A) an individual whose mental retarda-
19 tion or other significant cognitive impairment
20 substantially impacts the individual’s intellec-
21 tual and cognitive functioning; and

22 “(B)(i) a student eligible for assistance
23 under the Individuals with Disabilities Edu-
24 cation Act who has completed secondary school;
25 or

1 “(ii) an individual who was, but is no
2 longer, eligible for assistance under the Individ-
3 uals with Disabilities Education Act because
4 the individual has exceeded the maximum age
5 for which the State in which the student resides
6 provides a free appropriate public education.

Page 545, lines 7, 18, 20, and 22, strike “Sec-
retary” and insert “Office of Postsecondary Education”.

Page 545, beginning on line 24, strike paragraph (1)
and insert the following:

7 “(1) are located in geographically diverse, un-
8 derserved areas; or

Page 548, beginning on line 21, strike “Not later”
and all that follows through “Secretary” on line 23, and
insert “Not later than 5 years after the date of the first
grant award under this section, the Office of Postsec-
ondary Education”.

Page 549, line 7, strike “**ACCREDITATION**”.

Page 549, line 9, strike “Secretary” and insert “Of-
fice of Postsecondary Education”.

Page 549, line 13, after “and” insert “recommenda-
tions related to the”.

Page 549, lines 14 and 24, strike “model”.

Page 550, strike line 17 and all that follows through page 551, line 7; on page 551, beginning on line 8, redesignate subparagraph (B) and clauses (i) through (v) thereof as paragraph (5) and subparagraphs (A) through (E), respectively; and move such redesignate paragraph 2 em spaces to the left.

Page 552, line 6, strike “and”; on line 8, strike the period and insert “; and”; and after line 8, insert the following (and redesignate the succeeding subsection accordingly):

- 1 “(10) convene a workgroup to develop rec-
- 2 ommendations on criteria, standards, and compo-
- 3 nents of such programs as described in paragraph
- 4 (5), to include the participation of—
- 5 “(A) an expert in higher education;
- 6 “(B) an expert in special education;
- 7 “(C) a disability organization that rep-
- 8 resents students with intellectual disabilities;
- 9 and
- 10 “(D) a national, State, or regional accred-
- 11 iting agency or association recognized by the
- 12 Secretary under subpart 2 of part H of title IV.

1 “(c) REPORT.—No later than 5 years after the date
2 of the establishment of the coordinating center under this
3 section, such center shall report to the Secretary, the Con-
4 gress, and the National Advisory Committee on Institu-
5 tional Quality and Integrity on the recommendations of
6 the workgroup described in subsection (b)(10).

Page 553, line 16, strike “section 435(d)(5)(J)” and
insert “section 435(j)”.

Page 563, after line 3, insert the following new
paragraph (and redesignate the succeeding paragraphs
accordingly):

7 “(3) the provision of accommodations for stu-
8 dents with disabilities on college entrance and grad-
9 uate admissions tests, including—
10 “(A) the frequency of, and approval rate
11 for, accommodations requests;
12 “(B) documentation requirements for ac-
13 commodation requests and criteria used to de-
14 termine if an accommodation is appropriate;
15 and
16 “(C) challenges facing students in access-
17 ing reasonable accommodations on such tests;”.

Page 565, line 10, strike “COMPETITIVE”; and on
line 12, strike “on a competitive basis”.

Page 565, line 18, on page 567, line 8, and on page 568, line 2 and line 13, strike “higher” and insert “post-secondary”.

Page 569, beginning on line 20, strike paragraph (2) and insert the following:

1 “(2) POSTSECONDARY EDUCATION PRICE
2 INDEX.—The term ‘postsecondary education price
3 index’ means the postsecondary education price
4 index developed pursuant to section 133(i).

Page 604, line 22, strike “contract with” and insert “award a grant to”.

Page 623, line 23, strike “and”; page 624, line 5, strike the period and insert “; and”; and after line 5, insert the following subparagraph:

5 “(E) acquisition and installation of access
6 control, video surveillance, intrusion detection,
7 and perimeter security technologies and sys-
8 tems.

Page 626, line 2, insert “natural or man-made” after “event of a”.

Page 632, line 22, strike “EDUCATION” and insert “EDUCATIONAL”; and line 23, strike “education” and insert “educational”.

Page 633, line 1, strike “all of the schools of which meet” and insert “that is designated with”.

Page 633, line 13, strike “or less than part-time”.

Page 633, line 22, insert before the period “or the recognized equivalent of such a diploma”.

Page 638, after line 8, insert the following new subsection:

1 “(d) PREFERENCE IN SELECTION.—In determining
2 which applications to approve for a grant under this sec-
3 tion, the Secretary shall give priority to applications from
4 partnerships that include one or more regional employers
5 that are located in a rural area.

Page 646, line 19, page 647, line 7 and line 18,
page 648, line 17, page 651, line 17 and line 21, page
652, line 11 and line 23, and page 653, line 22, strike
“Commerce” and insert “Education”.

Page 658, line 19, after “Secretary” insert “, in
consultation with the Administrator of the Environmental
Protection Agency,”.

Page 664, line 4, after “Education” insert “, in con-
sultation with the Administrator of the Environmental
Protection Agency,”.

Page 667, line 18, strike “and” after the semicolon;
line 20, strike the period and insert “; and”; and after
line 20, insert the following:

1 “(F) the Office of Science and Technology
2 Policy.

Page 675, line 7, strike “an institution” and insert
“one or more institutions”.

Page 675, after line 23, insert the following new
paragraph:

3 “(3) EXISTING PARTNERSHIPS.—Nothing in
4 this subsection shall be construed to prohibit a part-
5 nership that is in existence on the date of enactment
6 of this section from applying for a grant under this
7 section.

Page 689, line 22, strike “10 years” and insert “20
years”.

Page 695, line 10, strike “Such” and insert “The
initial”.

Page 695, line 11, after “Education” insert “from
a list of recommendations received from the House of
Representatives and the Senate”.

Page 696, line 3, strike “may use Trust funds” and insert “shall use Trust funds to support research that is in the public interest but that is unlikely to be undertaken entirely with private funds”.

Page 696, line 4, strike “basic” and insert “precompetitive”.

Page 696, beginning on line 5, strike “demonstrations of innovative learning and assessment systems” and insert “demonstrations, and assessments of prototypes of innovative digital learning and information technologies”.

Page 696, line 8, before “testing” insert “pilot”, and line 9, strike “systems; and” and insert “prototype systems;”.

Page 696, line 11, strike “effective approaches to learning.” and insert “effective, innovative digital approaches to learning supported by this Act; and”.

Page 696, after line 11, insert the following:

- 1 (D) to support innovative digital media
- 2 education programs for parents, teachers, and
- 3 children to help children in the United States
- 4 learn digital safety and build technology lit-
- 5 eracy.

Page 696, line 20, strike “(with or without private partners)” and insert “with or without for-profit partners, and to for-profit organizations”, and

Page 700, after line 13, insert the following new sections:

1 **SEC. 814. STUDY ON REGIONAL SENSITIVITY IN THE NEEDS**

2 **ANALYSIS FORMULA.**

3 (a) **STUDY.**—The Comptroller General shall conduct
4 a study to review the methodology that is used to deter-
5 mine the expected family contribution under part F of title
6 IV of the Higher Education Act of 1965.

7 (b) **STUDY COMPONENTS.**—The study conducted
8 under subsection (a) shall identify and evaluate the need
9 analysis formula under part F of title IV of the Higher
10 Education Act of 1965 and examine the need for regional
11 sensitivity in need analysis. The study shall include—

12 (1) the factors that are used to determine a
13 student’s expected family contribution under part F
14 of title IV of the Higher Education Act;

15 (2) the varying allowances that are made in cal-
16 culating the expected family contribution;

17 (3) the effects of the income protection allow-
18 ance on all aid recipients; and

1 (4) options for modifying the income protection
2 allowance to reflect the significant differences in the
3 cost of living in various parts of the United States.

4 (c) REPORT.—Not later than one year after the date
5 of enactment of this Act, Comptroller General shall report
6 to the authorizing committees (as such term is defined in
7 section 103 of the Higher Education Act of 1965 (20
8 U.S.C. 1003)) on the results of the study conducted under
9 this section.

10 **SEC. 815. DYSLEXIA STUDY.**

11 (a) INDEPENDENT EVALUATION.—The Secretary of
12 Education shall enter into an agreement with the Center
13 for Education of the National Academy of Sciences for
14 a scientifically based study of the quality of teacher edu-
15 cation programs, to determine if teachers are adequately
16 prepared to meet the needs of students with reading and
17 language processing challenges, including dyslexia. Such
18 study shall—

19 (1) establish the prevalence of dyslexia and
20 other processing difficulties in the general popu-
21 lation by conducting a review of existing research
22 and available relevant data; and

23 (2) conduct a survey of institutions of higher
24 education to provide data on the extent to which
25 teacher education programs are based on the essen-

1 tial components of reading instruction and scientif-
2 ically valid research.

3 (b) COMPONENTS.—The study conducted under sub-
4 section (a) shall be designed to provide statistically reliable
5 information on—

6 (1) the number, type of courses, and credit
7 hours required to meet the requirements of the read-
8 ing degree programs; and

9 (2) the extent to which the content of the read-
10 ing degree programs are based on—

11 (A) the essentials of reading instruction
12 and scientifically valid research, including pho-
13 nemic awareness, phonics, fluency, vocabulary,
14 and comprehension; and

15 (B) early intervention strategies based on
16 scientific evidence concerning challenges to the
17 development of language processing capacity,
18 specifically dyslexia, and the extent to which
19 such strategies are effective in preventing read-
20 ing failure before it occurs.

21 (c) SCOPE.—The National Academy of Sciences shall
22 select for participation in the evaluation under subsection
23 (a) a diverse group of institutions of higher education with
24 respect to size, mission, and geographic distribution.

1 (d) INTERIM AND FINAL REPORTS.—The National
2 Academy of Sciences shall submit to the Secretary of Edu-
3 cation, the Committee on Health, Education, Labor and
4 Pensions of the Senate, and the Committee on Education
5 and Labor of the House of Representatives—

6 (1) an interim report regarding the study under
7 subsection (a) not later than 9 months after the
8 award of the contract to the Center for Education,
9 as specified in this Act; and

10 (2) a final report summarizing the findings,
11 conclusions, and recommendations of such study not
12 later than 18 months after the award of such con-
13 tract.

14 (e) TASK FORCE.—

15 (1) ESTABLISHMENT.—Upon completion of the
16 final report under subsection (d)(2), the Secretary of
17 Education shall assemble a task force to make policy
18 recommendations regarding the findings of the re-
19 port to the Secretary.

20 (2) MEMBERSHIP.—The membership of the
21 task force under this subsection shall include chief
22 State school officers, State reading consultants, a
23 panel of master teachers, national reading experts,
24 and researchers with expertise in the relevant fields.

1 (3) PUBLIC HEARINGS.—The task force under
2 this subsection shall hold public hearings to provide
3 an opportunity for public comment on the results of
4 the findings of the task force.

5 **SEC. 816. STUDY AND REPORT ON BORROWER REPAYMENT**
6 **PLANS.**

7 (a) STUDY.—The Secretary of Education shall con-
8 duct a study—

9 (1) on the impact of the standard 10-year stu-
10 dent loan repayment term on the ability of under-
11 graduate borrowers in low-income areas, including
12 Puerto Rico, to repay their loans made under title
13 IV, part B, of the Higher Education Act of 1965;
14 and

15 (2) to examine the extent to which longer pay-
16 ment terms would assist borrowers in such low-in-
17 come areas in reducing their monthly loan payments.

18 (b) REPORT.—Not later than 1 year after the date
19 of enactment of this title, the Secretary shall submit a re-
20 port to Congress on the results of the study required by
21 this section.

22 (c) .—

Page 701, line 20, strike “(I)” ; on page 702, line 2,
strike “or” and insert “and” ; and strike lines 3 and 4.

Page 702, strike lines 13 through 19 and insert the following: “by the State that has adopted and implemented the standards and assessments selected under subparagraph (A)(i); and”.

Page 703, beginning on line 19, strike subparagraph (A) through page 704, line 3, and insert the following:

1 (A) in paragraph (1), by striking the sec-
2 ond sentence;

Page 704, beginning on line 9, strike “Rochester Institute of Technology” and insert “institution of higher education”.

Page 706, strike lines 14 through 17 and insert the following:

3 (4) in paragraph (3)(B), by striking “of the in-
4 stitution of higher education” and all that follows
5 through “section 203,”.

Page 708, line 16, strike “NTID or the University and” and insert “the University or the NTID,”; and on line 17, after “United States” insert “, and are not enrolled in a degree program at the University or the NTID”.

Page 709, line 16, before the period insert the following: “, or a country that was a developing country for

any academic year during the student's period of uninterrupted enrollment in a degree program at the University or NTID, except that such a surcharge shall not be adjusted retroactively".

Page 710, line 20, strike "\$4,825" and insert "\$5,345".

Page 710, lines 20 and 22, strike "1999" and insert "2005".

Page 730, line 16, strike "or Federal".

Page 730, beginning on line 23, strike ", and to the Federal Bureau of Prisons,".

Page 731, line 14, and page 734, beginning on lines 4 and 18, strike "and the Federal Bureau of Prisons".

Page 731, beginning on line 19, and page 732, line 14, strike "or the Federal Bureau of Prisons".

Page 733, lines 13 and 16, strike "and Federal".

Page 733, beginning on line 22, strike "and Federal Bureau of Prisons entity".

Page 735, line 4, strike ", the Federal Bureau of Prisons,".

Page 735, beginning on line 17, strike subsections (g) and (h) through page 736, line 13, and insert the fol-

lowing (and redesignate the succeeding subsection accordingly):

1 “(g) ALLOCATION OF FUNDS.—From the funds ap-
2 propriated pursuant to subsection (h) for each fiscal year,
3 the Secretary shall allot to each State an amount that
4 bears the same ratio to such funds as the total number
5 of incarcerated individuals in such State bears to the total
6 number of such incarcerated individuals in all States.

Page 748, line 25, after “including” insert “off-campus housing safety,”.

Page 749, line 16, after “information” insert “(including ways to increase off-campus housing safety)”.

Page 751, after line 4, insert the following new subsection:

7 (e) SENSE OF THE HOUSE OF REPRESENTATIVES.—
8 It is the sense of the House of Representatives that in
9 order to increase awareness of the importance of student
10 safety in off-campus housing that is located in the areas
11 surrounding colleges and universities, the following should
12 be encouraged:
13 (1) The creation of chapters at colleges and
14 universities that aim to raise awareness of the issue
15 of off-campus student safety.

1 (2) Public awareness on the benefits of security
2 measures that may increase the safety of students
3 living in off-campus housing.

4 (3) Collaborative partnerships between Federal
5 agencies, local law enforcement agencies, non-profit
6 organizations, colleges and universities, and commu-
7 nities to disseminate information and best practices
8 related to off-campus housing safety for students.

Page 751, beginning on line 5, strike section 953
and insert the following:

9 **SEC. 953. PRIVATE LOAN FORGIVENESS.**

10 Notwithstanding any other provision of law—

11 (1) a public or private institution of higher edu-
12 cation may provide an officer or employee of any
13 branch of the United States Government, of any
14 independent agency of the United States, or of the
15 District of Columbia who is a current or former stu-
16 dent of such institution, financial assistance for the
17 purpose of repaying a student loan or providing for-
18 bearance of student loan repayment: Provided, that
19 such repaying or providing forbearance is provided
20 to any such officer or employee in accordance with
21 a written, published policy of the institution relating
22 to repaying or providing forbearance, respectively,

1 for students or former students who perform public
2 service; and

3 (2) an officer or employee of any branch of the
4 United States Government, of any independent
5 agency of the United States, or of the District of
6 Columbia may receive repayment or forbearance per-
7 mitted under paragraph (1).

Page 765, line 23, page 770, line 9, and page 784,
line 17, strike “part B of”.

Page 766, line 12, and page 770, line 23, after
“credit plan,” insert “a reverse mortgage transaction,”.

Page 768, beginning on line 7, strike clause (i) and
insert the following:

8 “(i) standard material, activities, or
9 programs on issues related to a loan, de-
10 fault aversion, default prevention, or finan-
11 cial literacy, such as a brochure, a work-
12 shop, or training;

Page 768, line 19, strike “or”; on page 769, line 2,
strike “and”; and after line 2 insert the following new
clauses:

13 “(iv) the provision of financial literacy
14 counseling or services to students or par-

1 ents, including counseling or services pro-
2 vided in coordination with a covered edu-
3 cational institution, to the extent that such
4 counseling or services—

5 “(I) are not undertaken to secure
6 applications for private educational
7 loans or to secure private educational
8 loan volume;

9 “(II) are not undertaken to se-
10 cure applications or loan volume for
11 any loan made, insured, or guaranteed
12 under part B of title IV of the Higher
13 Education Act of 1965; and

14 “(III) do not promote the prod-
15 ucts or services of any private edu-
16 cational lender;

17 “(v) philanthropic contributions to a
18 covered institution from a private edu-
19 cational lender that are unrelated to edu-
20 cational loans, to the extent that such con-
21 tributions are disclosed pursuant to para-
22 graphs (1) and (2) of section 153(a) of the
23 Higher Education Act of 1965, if applica-
24 ble; or

1 “(vi) State education grants, scholar-
2 ships, or financial aid funds administered
3 by or on behalf of a State; and

Page 770, line 24, strike “mortgage transaction,”
and insert “mortgage transaction (as those terms are de-
fined in section 103 of the Truth in Lending Act),”.

Page 774, strike lines 13 and 14 and insert the fol-
lowing:

4 (ii) by inserting “128(e)(8), or” after
5 “125,”; and

Page 778, line 20, after the period insert the fol-
lowing: “The form of such written acknowledgment shall
be subject to the regulations of the Board.”.

Page 781, beginning on line 19, strike paragraph (4)
and insert the following:

6 “(4) INSTITUTIONAL CERTIFICATION RE-
7 QUIRED.—Before a creditor may issue any funds
8 with respect to an extension of credit described in
9 paragraph (1), the creditor shall obtain from the rel-
10 evant institution of higher education such institu-
11 tion’s certification of—
12 “(A) the enrollment status of the borrower;

1 “(B) the borrower’s cost of attendance at
2 the institution as determined by the institution
3 under part F of title IV of the Higher Edu-
4 cation Act of 1965; and

5 “(C) the difference between the borrower’s
6 cost of attendance and the borrower’s estimated
7 financial assistance received under title IV of
8 the Higher Education Act of 1965 and other
9 assistance known to the institution.

Page 784, before line 1, insert the following new paragraph (and redesignate the succeeding paragraph accordingly):

10 “(9) PROVISION OF INFORMATION.—On or be-
11 fore the date a creditor issues any funds with re-
12 spect to an extension of credit described in para-
13 graph (1), the creditor shall notify the relevant insti-
14 tution of higher education, in writing, of the amount
15 of the extension of credit and the student on whose
16 behalf credit is extended. The form of such written
17 notification shall be subject to the regulations of the
18 Board.

Page 785, line 10, strike “mortgage transaction,”
and insert “mortgage transaction (as those terms are de-
fined in section 103 this Act),”.